

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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The Committee on Business Regulation offered the following:

Amendment (with title amendment)

On page 2, between lines 25 and 26, of the bill

insert a new Section 2:

Section 2. Subsection (4) of section 45.031, Florida Statutes, is amended to read:

45.031 Judicial sales procedure.--In any sale of real or personal property under an order or judgment, the following procedure may be followed as an alternative to any other sale procedure if so ordered by the court:

(4) OBJECTION TO THE SALE; CERTIFICATE OF TITLE.--The clerk of court shall refuse to accept an objection to sale unless the objection is verified and is filed by a party to the suit or by a person who submitted a bid at the sale. If an objection to sale is filed, the clerk shall report the same to the court and the court shall advance the cause on the calendar. If no verified objection objections to the sale is are filed within 10 days after filing the certificate of sale, the clerk shall file a certificate of title; if a verified

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1 objection is so filed, the clerk shall issue and file the
2 certificate of title upon entry of an order overruling the
3 objection or otherwise authorizing the issuance thereof. The
4 certificate of title shall be in substantially the following
5 form and the clerk shall serve a copy of it on each party not
6 in default ~~in substantially the following form:~~

7
8 (Caption of Action)

9

10 CERTIFICATE OF TITLE

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12 The undersigned clerk of the court certifies that he or
13 she executed and filed a certificate of sale in this action on
14, ...(year)..., for the property described herein and that
15 no verified objection ~~objections~~ to the sale has ~~have~~ been
16 filed within the time allowed for filing objections.

17 The following property in County, Florida:
18 (description)
19 was sold to

20

21 WITNESS my hand and the seal of the court on,
22 ...(year)....

23(Clerk)....
24 By ...(Deputy Clerk)....

25

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27

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

29 And the title is amended as follows:

30 On page 1, line 5,

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1 insert after the semicolon:
 2 amending s. 45.031, F.S.; requiring that an
 3 objection to a foreclosure sale must be
 4 verified;

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