

CS/HB 897

2016

1 A bill to be entitled
2 An act relating to service of process on financial
3 institutions; amending s. 655.0201, F.S.; revising
4 requirements relating to service of process, notice,
5 or demand on financial institutions authorized by
6 federal or state law to transact business in this
7 state; providing an effective date.

8

9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Section 655.0201, Florida Statutes, is amended
12 to read:

13 655.0201 Service of process, notice, or demand on
14 financial institutions.—

15 (1) Process against any financial institution authorized
16 by federal or state law to transact business in this state may
17 be served in accordance with chapter 48, chapter 49, chapter
18 605, or part I of chapter 607, as appropriate.

19 (2) A ~~Any~~ financial institution authorized by federal or
20 state law to transact business in this state shall ~~may~~ designate
21 a registered agent as the financial institution's agent for
22 service of process, notice, or demand required or permitted by
23 law to be served on the financial institution. ~~If the financial~~
24 ~~institution has no registered agent, or its registered agent~~
25 ~~cannot with reasonable diligence be served, service may be made~~
26 ~~to any executive officer of the financial institution at its~~

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27 ~~principal place of business in this state.~~

28 (3) If service cannot be made in accordance with
29 subsection (2), service may be made to an ~~any~~ officer or
30 director, ~~or business agent~~ of the financial institution at its
31 principal place of business ~~or at any other branch, office, or~~
32 ~~place of business in the state.~~

33 (4) Subject to the provisions of chapters 48, 49, and 605
34 and part I of chapter 607, this section prescribes ~~does not~~
35 ~~prescribe~~ the only means, ~~or necessarily the required means,~~ of
36 serving notice or demand on a financial institution.

37 Section 2. This act shall take effect July 1, 2016.