1	A bill to be entitled
2	An act relating to service of process on financial
3	institutions; creating s. 48.092, F.S.; requiring
4	service on financial institutions to be made in
5	accordance with s. 655.0201, F.S.; amending s.
6	655.0201, F.S.; revising applicability of provisions
7	of law governing service of process on financial
8	institutions; authorizing certain financial
9	institutions to designate with the Department of State
10	a place or registered agent located within the state
11	as such institution's sole location or agent for
12	service of process, notice, levy, or demand; providing
13	that service of process, notice, levy, or demand may
14	be made during specified time periods; providing
15	exceptions if the financial institution does not have
16	a registered agent, if service cannot be made at the
17	sole location, or for service made by the Office of
18	Financial Regulation; providing an effective date.
19	
20	Be It Enacted by the Legislature of the State of Florida:
21	
22	Section 1. Section 48.092, Florida Statutes, is created to
23	read:
24	48.092 Service of process on financial institutions
25	Service of process on financial institutions must be made in
26	accordance with s. 655.0201.
	Dage 1 of 4

Page 1 of 4

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2016

27 Section 2. Section 655.0201, Florida Statutes, is amended 28 to read: 29 655.0201 Service of process, notice, levy, or demand on financial institutions.-30 31 (1)Notwithstanding any other state law, this section establishes the proper location for service of process on a 32 33 financial institution for all types of service of process to be 34 made on a financial institution Process against any financial 35 institution authorized by federal or state law to transact 36 business in this state may be served in accordance with chapter 37 48, chapter 49, chapter 605, or part I of chapter 607, as 38 appropriate. 39 A Any financial institution authorized by federal or (2) 40 state law to transact business in this state may designate with the Department of State a place or registered agent located 41 42 within the state as the financial institution's sole location or 43 agent for service of process, notice, levy, or demand. Such 44 place or registered agent must be open and available for service 45 of process, notice, levy, or demand during regular business hours on regular business days, which, at a minimum, is any time 46 47 between the hours of 9 a.m. and 5 p.m. local time, Monday 48 through Friday, excluding federal and state holidays. After a 49 financial institution designates a place or registered agent 50 within the state, such place or registered agent is the sole location for service of process, including service for actions 51 related to garnishment, levy, injunctions, lawsuits, and the 52

Page 2 of 4

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2016

53	attachment of safety deposit boxes, in accordance with chapters
54	60, 76, and 77, and the Florida Rules of Civil Procedure
55	required or permitted by law to be served on the financial
56	institution. If the financial institution has no registered
57	agent, or its registered agent cannot with reasonable diligence
58	be served, service may be made to any executive officer of the
59	financial institution at its principal place of business in this
60	state.
61	(3) (a) If a financial institution does not have a
62	registered agent or service cannot be made in accordance with
63	subsection (2), service may be made to any officer, director, or
64	business agent of the financial institution at its principal
65	place of business or at any other branch, office, or place of
66	business in the state.
67	(b) Notwithstanding subsection (2), any service required
68	or authorized to be made by the Office of Financial Regulation
69	under the financial institutions codes may be made to any
70	officer, director, or business agent of the financial
71	institution at its principal place of business or at any other
72	branch, office, or place of business in the state as set forth
73	in s. 655.031(2) If service cannot be made in accordance with
74	subsection (2), service may be made to any officer, director, or
75	business agent of the financial institution at its principal
76	place of business or at any other branch, office, or place of
77	business in the state.
78	(4) This section does not prescribe the only means, or
I	Page 3 of 4

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79	necessarily the required means, of serving notice or demand on a
80	financial institution.
81	Section 3. This act shall take effect January 1, 2017.

Page 4 of 4

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2016