

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Regulatory Reform &
2 Economic Development Subcommittee
3 Representative Benjamin offered the following:

Amendment

6 Remove lines 122-139 and insert:
7 against the judgment debtor. However, enforceability under this
8 chapter of such judgment lien against creditors or subsequent
9 purchasers is determined as provided under ss. 319.27(2) or
10 328.14, as applicable.

11 (b) A judgment lienholder may obtain an order instructing
12 the Department of Highway Safety and Motor Vehicles to note the
13 lien on the certificate of title through a court of competent
14 jurisdiction conducting proceedings supplementary to execution
15 under s. 56.29(6) (b).

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16 (6) A judgment lien acquired under s. 55.202 may be
17 enforced only through judicial process, including attachment
18 under chapter 76; execution under chapter 56; garnishment under
19 chapter 77; a charging order under s. 605.0503, s. 620.1703, or
20 s. 620.8504; or proceedings supplementary to execution under s.
21 56.29. A holder of a judgment lien acquired under s. 55.202, who
22 is not enforcing separate lien rights in a judgment debtor's
23 property, may not enforce his or her rights under this section
24 through self-help repossession or replevin without a court order
25 or without the express consent of the judgment debtor contained
26 in a record authenticated in accordance with s. 668.50 or s.
27 679.1021(1)(g) after the judgment lien attaches.