

1 A bill to be entitled
 2 An act relating to discharge of a lien on a motor
 3 vehicle; creating s. 319.242, F.S.; authorizing a
 4 motor vehicle dealer who is unable to obtain a
 5 certificate of title for a motor vehicle acquired
 6 through satisfaction of a lien to apply to the
 7 Department of Highway Safety and Motor Vehicles for
 8 such certificate; providing application requirements;
 9 providing liability for certain outstanding balances;
 10 providing for legal remedy; authorizing revalidation
 11 of a previous certificate of title under certain
 12 circumstances; providing an effective date.

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

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 16 Section 1. Section 319.242, Florida Statutes, is created
 17 to read:

18 319.242 Discharge of lien.—

19 (1) A motor vehicle dealer who is unable to obtain a
 20 certificate of title from the lienholder for a motor vehicle
 21 acquired through satisfaction of a lien as required in s.
 22 319.24(5) may apply to the department for a certificate of title
 23 in the name of the motor vehicle dealer 20 days after the date
 24 of full payment for the motor vehicle if the motor vehicle
 25 dealer provides at the time of application:

26 (a) Evidence of lien satisfaction in the form of a release
 27 of lien, proof of payment, electronic funds transfer, or other
 28 evidence acceptable to the department that full payment was made
 29 to the lienholder.

30 (b) Evidence of ownership transfer from the recorded owner
 31 to the motor vehicle dealer.

32 (c) If the vehicle is subject to odometer disclosure under
 33 s. 319.225, odometer disclosure upon a secure power of attorney
 34 form.

35 (2) A motor vehicle dealer who is issued a certificate of
 36 title under this section assumes liability for any outstanding
 37 balance due to a lienholder, and a lienholder may exercise any
 38 available legal remedy to collect such balance. If the
 39 certificate of title issued under this section is subsequently
 40 canceled under s. 319.25, the department may revalidate a
 41 previous certificate of title.

42 Section 2. This act shall take effect July 1, 2023.