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LEGISLATIVE ACTION

Senate

House

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Floor: WD

03/09/2012 11:37 AM

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Senator Evers moved the following:

**Senate Amendment (with title amendment)**

Between lines 41 and 42

insert:

Section 1. Subsection (3) is added to section 319.28, Florida Statutes, to read:

319.28 Transfer of ownership by operation of law.—

(3) A dealer of farm or industrial equipment who conducts a repossession, as defined in s. 493.6101(22), of such equipment is not subject to licensure as a recovery agent or recovery agency if the dealer is regularly engaged in the sale of the equipment for a particular manufacturer, if the lender is affiliated with that manufacturer, and if the dealer uses his or



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14 her own employees to conduct the repossession. The dealer may  
15 repossess such equipment only if it can be done without breach  
16 of the peace after reviewing the information provided by the  
17 lender and confirming that the borrower's name and any  
18 identification or serial number of the equipment being  
19 repossessed matches such information.

20  
21 ===== T I T L E A M E N D M E N T =====

22 And the title is amended as follows:

23 Delete line 3

24 and insert:

25 programs; amending s. 319.28, F.S.; providing that a  
26 dealer of certain farm or industrial equipment is not  
27 subject to licensure as a recovery agent or agency  
28 under certain conditions; amending s. 341.301, F.S.;

29 revising the