

# Dealer Buzz

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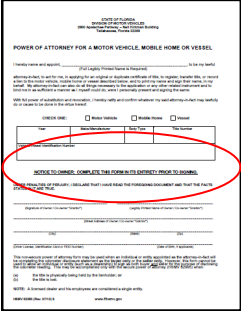


**George Albright**  
Marion County Tax Collector  
PO Box 1178  
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## Power of Attorney

The DHSMV form 82053, Power of Attorney for a Motor Vehicle, Mobile Home or Vessel, was revised 07/10. The newly revised power of attorney no longer requires notarization. Please make sure that the customer is signing their name and printing their name as well. All power of attorneys must be completed prior to being submitted to our office, this includes any power of attorneys that are being used in conjunction with a 3rd party. The appointed party needs to be entered prior to the customer signing the power of attorney. You are not able to appoint someone who is waiting in our office as a 3rd party. Your 3rd party must be known in advance. Please remember that the person appointed must not be affiliated with your dealership in any capacity.



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## Derelict Requirements

Recently legislation has passed to allow trailers to be processed as derelict vehicles. The trailers must all weigh over 2,000 lbs and be valued under \$5000.00. A semi-trailer **can not** be processed as a derelict.

This newly passed legislation has also determined that the person junking the vehicle does not have to be the registered owner. In this case, the secondary metals recycler would attach a legible copy of the drivers license and retain a legible, smudge-free right thumbprint on the accurately completed DHSMV form 82137, Application for an Original/Duplicate Derelict Motor Vehicle Certificate and Request to Cancel Title.



If the State database is showing a lien on record, we will be able to delete the lien if it is 3 years old or older. However, if the lien is less than 3 years old, a lien satisfaction **must** be submitted along with the application.

## Repossession Recovery Attempt

The repossession recovery stop was designed to assist lienholders in recovering vehicles that have been disposed of, concealed, removed or destroyed by the lienee. This stop will prevent a registration from being re-issued or replaced for any motor vehicle that is owned individually or jointly until the registered owner surrenders the vehicle.

However, this will not prevent the owners from obtaining a certificate of title and registration to a newly acquired vehicle. This stop may not be placed on vessels or mobile homes.

To place this stop on an individual, the lienholder must submit DHSMV form 82191, Notice or Discharge of Repossession Recovery Attempt. A photocopy of DHSMV form 82192, Notice to Surrender Motor Vehicle, must be submitted along with the completed DHSMV form 82191 directly to Tallahassee. DHSMV form 82192 is available on [www.flhsmv.gov](http://www.flhsmv.gov) under forms. To obtain a copy of the DHSMV form 82191, please contact our office and we will gladly fax or e-mail you a copy. This form is not available online.

## Highlighting Titles

Please remember that when you are highlighting titles and other DHSMV forms for customers to sign, you do not highlight the actual line that the customer will sign on. You must never use any color except yellow. All of our documents are scanned and imaged. If you highlight the title or any other paper work with any color other than yellow, the image of the highlighted section will show as black. Please make all your F & I people aware of this.



## Unpaid Registration Fees Stop

The unpaid registration fees stop can be placed against a particular registration when the owner fails to pay the dealer for the cost of an original registration or transfer of registration. This stop will prevent any activity on this particular registration until the owner has paid the dealer and the stop is cleared.



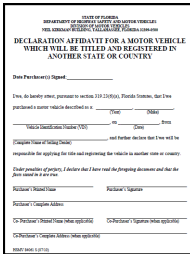
To request a stop be placed on an individual, the dealer must submit a written notification on the dealership's letterhead, signed by an authorized agent, directly to Tallahassee. This notification must contain the vehicle information (year, make, VIN number), the license plate number, the name and drivers license number of the customer, the amount owed and proof that the title and registration fees were separated on or from the invoice. The dealership must also maintain signed evidence stating that the customer is aware that the dealer may submit their name to Tallahassee in case of failure to pay registration fees. The amount for which the customer is responsible must be noted. A copy of the 82041 must also be submitted.

## ELT List

Over the years, more and more lienholders have chosen to retain their titles electronically. Please check with the lienholder if they are an ELT lienholder prior to submitting paperwork to your local tag office. If you are in doubt, you can go to [www.flhsmv.gov](http://www.flhsmv.gov) and search for the updated ELT list. This will give you the complete list of ELT lienholders, their addresses, FEID numbers and DHSMV customer numbers. This is extremely important because ELT titles charge \$2.50 less than paper titles.

## Out-of-State Title Transfers

A Florida dealer selling a vehicle to an out-of-state resident is no longer required to title the vehicle for them. If the dealer chooses not to process the title work for them, they must obtain a DHSMV form 84061, Declaration Affidavit for a Motor Vehicle Which Will Be Titled and Registered in Another State or Country, signed by the customer.



Please keep in mind that if you are selling a vehicle to a resident of another state you must collect that state's sales tax up to 6%. Sales tax can not exceed Florida state sales tax rate. The collected sales tax

must be remitted to the State of Florida and you must keep a completed DR-123, Affidavit for Partial Exemption of Motor Vehicle Sold for Licensing in Another State, for your records and give one to the customer to take to their local tag office when registering their new vehicle.

If you are unsure of the sales tax rate in the other state, you can go to the Department of Revenue website (<http://dor.myflorida.com>) and click on Forms and Publications, select Sales and Use Tax as the category. The publication is called Tax information for Motor Vehicle Dealers and is listed as publication number GT-400400. This publication will list each states sales tax rate and whether they are reciprocal or not. Please keep in mind that Arkansas, Mississippi, Washington and West Virginia are not reciprocal states.



## ROV Requirements

The definition of an "ROV" has recently been changed to include any motorized recreational off-highway vehicle **64 inches** or less in width, having a dry weight of **2000 lbs.** or less, designed to travel on four or more non-highway tires, having non-straddle seating and a steering wheel, and manufactured for recreational use by one or more persons. This definition does not include golf carts and low-speed vehicles.

To issue a title on an ROV purchased prior to 7/1/09, you must submit either an MSO, a bill of sale including the year, make, weight ( a weight slip is acceptable) and VIN number or a notarized/perjury clause affidavit of ownership including a complete description of the ROV.

If a lien is shown on the MSO or the bill of sale, a lien satisfaction must be submitted. If the unit has not been paid off or a lien satisfaction can not be obtained, the lien will carry over to the title. Proof of sales tax is not required on units purchased prior to 7/1/09.

## DHSMV Forms

The state will no longer be supplying non-secure forms to Tax Collectors. If you are not set up with a vendor to print your forms automatically then you can access all DHSMV forms at [www.flhsmv.gov/html/forms.html](http://www.flhsmv.gov/html/forms.html). You can easily search the available forms by listing them according to the form number.

We have some non-secure forms available, while supplies last. You are still required to obtain the DHSMV 82994, Motor Vehicle Title Reassignment Supplement, and DHSMV 82995, Motor Vehicle Power of Attorney/ Odometer Disclosure, forms from our office.

## Transferring Tags

When processing title work, please indicate to us whether you would like a new license plate issued or if there is an existing registration to transfer.

This information should be entered in section 2 on the DHSMV 82040 under “License Plate or Vessel Registration Number”. If you would like a new registration issued, please enter “NEW” and if we are to transfer a registration, please enter the license plate number in this area. By entering this information in that area, we will be able to process your tag work more efficiently.

2 MOTOR VEHICLE, MOBILE HOME OR VESSEL DESCRIPTION						
Vehicle/Vessel Identification Number	Make/Manufacturer	Year	Body	Color	Florida Title Number	
Previous State of Issue	License Plate or Vessel Registration Number	Weight	Length Ft. In.	BHP/CC	GVW/LOC	VAN USE, IF APPLICABLE <input type="checkbox"/> PASSENGER <input type="checkbox"/> OTHER

## Dealer Feed Back

This newsletter was designed to inform our dealers in Marion County of any changes in processing title work and any upcoming events. If there are any suggestions you may have or would like clarification on a certain process, please feel free to e-mail us. We gladly welcome your comments. Please e-mail [dealerinfo@mariontax.com](mailto:dealerinfo@mariontax.com).

## Dealer Profile



Wanda Powell moved to Ocala from Puerto Rico in 1979. She graduated from Lake Weir High School in 1991. She is happily married to her husband Luke and has two wonderful children, Carrington and

Payton. Wanda has worked for the Tax Collector’s office for 13 years. She enjoys shopping and spending time with her family.

## EFS Updates

We would like to take this time to thank all of you for your hard work, keeping up with all the changes, and working very hard at being compliant. With that said, please take note of the following reminders.

- ♦ Mark your calendars! Inventory audit is coming up in October. Please make sure all your inventory is accounted for and ready to be audited. If you have multiple locations, please move all inventory to your main location. We will contact you prior to the audit to schedule a time. If you are missing any inventory and it can not be accounted for, there will be a fee of \$28 per missing plate.



- ♦ Please remember that the same rules apply to processing work through EFS as processing work as a walk through. If you enter a transaction into EFS, all work must be finalized within 30 days. You can not leave it pending for more than 30 days. Tallahassee is monitoring the pending reports and is contacting dealers who are not finalizing transactions within 30 days. We will suspend your transaction if you finalize it and are missing paperwork or something needs to be corrected. If we suspend your transaction, you must submit all required paperwork within 7 days. If you are unable to submit your work within that time frame, we will void and refund your transaction.
- ♦ Please verify that your odometer reading is printed in the correct boxes on your 82994’s and 82995’s. If the odometer reading is outside the box or the digits are not in the correct box, you must submit a separate odometer disclosure and affidavit to correct the error.