

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1246/1dn
MDK:cjs:pg

October 25, 2005

Rep. Hundertmark:

This amendment is identical to LRBa1237/1, except that notice by regular, certified, or registered mail is required to repossess under s. 425.206 (1) (d). However, if a merchant uses regular, rather than certified or registered mail, the merchant is subject to a civil forfeiture of not more than \$500.

Note that I created a civil forfeiture, rather than a criminal penalty, because it seems more appropriate to treat this requirement in a civil, rather than criminal, proceeding. Is that okay?

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