

<b>Motor Vehicle Procedure Manual</b>
<b>Title and Lien</b>
Application for a Certificate of Title for a Replica Motor Vehicle

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## Legal Authority

[Section 319.14 \(1\) \(b\), Florida Statutes](#), provides that no person shall knowingly offer for sale, sell, or exchange a rebuilt vehicle until the department has stamped in a conspicuous place on the certificate title for the vehicle words stating that the vehicle has been rebuilt or assembled from parts, or is a kit car, glider kit, replica, or flood vehicle unless proper application for a certificate of title for a vehicle that is rebuilt or assembled from parts, or is a kit car, glider kit, replica, or flood vehicle has been made to the department in accordance with this chapter and the department has conducted the physical examination of the vehicle to assure the identity of the vehicle and all major component parts which have been repaired or replaced.

[Section 319.14 \(1\), \(c\), 7, Florida Statutes](#), defines a Replica as a completely new motor vehicle manufactured to look like an old vehicle.

[Section 320.645, Florida Statutes](#), a licensed manufacturer, distributor or importer can either wholesale or retail. This means the law does not permit a licensed manufacturer, distributor or importer to engage in both retail and wholesale at the same time.

## Description And Use

This procedure provides information and instructions to assist employees of the tax collector, license plate agent, and Highway Safety And Motor Vehicles (department) in processing certificate of title applications for replica vehicles

As of July 01, 2023, FLHSMV has updated the Form HSMV 82040 Application for Certificate of Title With/Without Registration. HSMV 82040 has been updated into three separate forms:

- HSMV 82040 MV – Application for Certificate of Motor Vehicle Title - [HSMV 82040 MV](#)

HSMV 82040 MV should be used when processing applications for certificate of title for the following vehicle types:

- AU – Auto
- BS – Bus
- MC – Motorcycle
- OH – Off-Highway
- TO – Tools
- TR – Truck
- TT – Travel Trailers
- VT – Vehicle Trailers

- HSMV 82040 VS – Application for Certificate of Vessel Title – [HSMV 82040 VS](#)

HSMV 82040 VS should be used when processing applications for certificate of title for the following vehicle type: VS – Vessel

- HSMV 82040 MH – Application for Certificate of Mobile Home – [HSMV 82040 MH](#)

HSMV 82040 MH should be used when processing applications for certificate of title for the following vehicle type: MH – Mobile Home

Effective July 01, 2023, all certificate of Florida titles issued for Vessels will be required to be processed using Form HSMV 82040 VS – Application for Certificate of Vessel Title. The signed Form HSMV 82041 will no longer be accepted in lieu of Form HSMV 82040 VS.

FLHSMV anticipates accepting the current HSMV 82040 – Application for Certificate of Title With/Without Registration for Motor Vehicles and Mobile Homes until December 31, 2023.

Effective January 01, 2024, all certificate of Florida titles issued for Motor Vehicles and Mobile Homes will be required to be processed using Forms HSMV 82040 MV – Application for Certificate of Motor Vehicle Title and HSMV 82040 MH – Application for Certificate of Mobile Home Title.

## Special Instructions

- A. Replicas are not assembled from kits and must not be titled in the Regional Office.
- B. Replica vehicles are completely new vehicles, manufactured to look like old vehicles. Replica vehicles are sometimes referred to as "Reproductions."
- C. The manufacturer of the replica vehicle must be registered with the National Highway Traffic Safety Administration.
- D. The manufacturer of the replica vehicle must register their business with the Division of Corporations at <https://dos.myflorida.com/sunbiz/>
- E. The manufacturer of the replica vehicle must meet the licensing requirements as a manufacturer with the Department as per [Section 320.63, Florida Statutes](#).
- F. Motor vehicles will be branded "Replica" and titled with the following information:
  - 1. The "YR" will be the year the vehicle was manufactured to resemble.
    - The actual year of manufacture must be entered in the comments description field in the motor vehicle issuance system.
  - 2. The "Make" will be the make shown on the Manufacturer's Certificate of Origin.
  - 3. The "Identification Number" will be the vehicle identification number (VIN) shown on the Manufacturer's Certificate of Origin.
  - 4. The "Body" will be the body type shown on the Manufacturer's Certificate of Origin.
  - 5. The letter "N" (new) will be printed on the certificate of title in the space designated for the previous state.
  - 6. The word "Replica" will be shown on the face of the initial certificate of title and subsequent titles shall carry that brand forward for the life of the vehicle.

Licensed Replica manufacturers can either retail with their own franchised dealer license or wholesale through authorized franchised dealers per [Section 320.645, Florida Statutes](#).

### **Documentation Required**

To successfully issue a Florida Certificate of Title for a replica vehicle, the following documentation must be submitted to the tax collector's office to be screened for completeness and accuracy:

- A. The Manufacturer's Certificate of Origin completed for transfer to the purchaser.
- B. Form HSMV 82040, Application for Certificate of Title with/without Registration completed by the customer.
- C. Florida sales tax or specify the sales tax information on an accurately completed form HSMV 82040, Application for Certificate of Title with/without Registration.
- D. The Florida license plate number transferred to or purchased for the motor vehicle or a non-use affidavit.
- E. Title fees.

### **Miscellaneous Information**

- A. A Florida or out of state title that has been issued without a brand must be referred to the DMS Regional Office for physical inspection.
- B. A "Replica Motor Vehicle Check List" is attached to this procedure as Exhibit A.

## **Revision(s)**

06/26/23: Added instructions for the new Form HSMV 82040s

02/06/2020: Conducted statutory review, added links to statutes and procedures. Added Historical Revision Section and changed “applicant” to “customer.” Added information in II. C-D.

07/11/07: Revised page 2-C to show the year on a replica will be the year it is manufactured to resemble.

## Exhibit A Replica Motor Vehicle Check List

\_\_\_\_\_ A completed Manufacturer's Certificate of Origin.

\_\_\_\_\_ HSMV 82040

\_\_\_\_\_ Florida sales tax information on form HSMV 82040

\_\_\_\_\_ Florida license plate number or non-use affidavit.

\_\_\_\_\_ Title fees