

Motor Vehicle Procedure Manual	
Title and Lien	
Ancient or Antique Motor Vehicles or Antique Vessels	

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Legal Authority

[Section 320.086, Florida Statutes](#), provides the definition of ancient or antique motor vehicles.

[Section 328.72\(2\)\(a\), Florida Statutes](#), provides the definition of antique vessel.

[Section 319.22\(2\)\(b\), Florida Statutes](#), provides the documentation required for transfer of title.

[Section 319.23\(3\)\(c\), Florida Statutes](#), provides the documentation required for transfer of ownership of an ancient or antique motor vehicle.

[Section 328.72\(4\)\(b\), Florida Statutes](#), provides the documentation required for transfer of ownership of an antique vessel.

Description and Use

This procedure provides information and instructions to assist the employees of the tax collector, license plate agency, and Florida Highway Safety and Motor Vehicles (FLHSMV) in issuing titles for ancient or antique motor vehicles or antique vessels.

General Information

A motor vehicle manufactured for private use, manufactured in a model year 1945 or earlier, is defined as an ancient vehicle. A motor vehicle manufactured for private use, manufactured in a model year after 1945 and of an age of 30 years or more after the model year, is defined as an antique motor vehicle. If the vessel is used only for recreational purposes, at least 30 years old, and powered by the vessel's original-type power plant it may be titled and registered as an antique.

If the seller of the ancient or antique motor vehicle or antique vessel is a resident of Florida, they must first obtain a Florida title in their name before they can sell, trade, or otherwise dispose of the ancient or antique motor vehicle or antique vessel to a person or entity.

Proof of Ownership

Proof of ownership for an ancient or antique motor vehicle or an antique vessel includes the following: a certificate of title; or a bill of sale and a registration in the name of the seller or a letter from the last state of title or registration reflecting the seller as the last owner of record; or a bill of sale and a Hold Harmless Affidavit from the current owner who is the seller.

Certificate of Title

If the seller provides a certificate of title to the purchaser, the transaction would be processed either as an Original Used Title (OUT), per Procedure [TL-10](#), or as a Florida Title Transfer (TRT), per Procedure [TL-11](#).

Bill of Sale and Registration or Letter from Last State Record

Per [s. 319.22\(2\)\(b\)](#), a sale or transfer shall be reported in the form prescribed by the department, [HSMV 82050](#). However, if the customer is unable to present HSMV 82050, the bill of sale presented must contain a complete description of the motor vehicle or vessel to include the vehicle identification number or hull identification number and the engine number for the motor vehicle or vessel, if appropriate. The year, make, model, body type, color, selling price, address of the seller and the purchaser along with their printed names and signatures, and the date of the sale. The bill of sale must be notarized or contain a perjury clause.

The registration must be in the name of the person or entity that is selling the motor vehicle or vessel.

In lieu of a registration, a letter on letterhead from the state where the motor vehicle or vessel was last titled or registered can be provided and accepted only if the information in the letter reflects the seller was the last person to register or title the motor vehicle or vessel in that state, and that the motor vehicle or vessel is no longer eligible for a title or registration, due to the age of the motor vehicle or vessel.

Bill of Sale and Hold Harmless Affidavit

Per [s. 319.22\(2\)\(b\)](#), a sale or transfer shall be reported in the form prescribed by the department, [HSMV 82050](#). However, if the customer is unable to present HSMV 82050, the bill of sale must contain a complete description of the motor vehicle or vessel to include the vehicle identification number or hull identification number and the engine number for the motor vehicle or vessel, if appropriate. The year, make, model, body type, color, selling price, address of the seller and the purchaser along with their printed names and signatures, and the date of the sale. The bill of sale must be notarized or contain a perjury clause.

The Hold Harmless Affidavit must include a statement from the seller that they are the owner of the motor vehicle or vessel, there are no liens or encumbrances on the title, and that the seller (current owner) will defend the title against all claims. The affidavit must be notarized or include a perjury clause.

Note: The Hold Harmless Affidavit cannot be included on the bill of sale, or any other document that includes the signatures of both the seller and the purchaser.

Requirements for all Ancient or Antique Motor Vehicle or Antique Vessel Transactions

Form [HSMV 82040](#), Application for Certificate of Title with/without Registration, is required to be submitted for all ancient and antique title transactions. The application must be legible, accurately completed, and signed by the purchaser or a person with a Power of Attorney to sign for the purchaser.

Vehicle Identification or Hull Identification Number Inspections

A vehicle identification number (VIN) verification is required for all ancient or antique motor vehicles obtaining an original Florida title. The VIN verification must be obtained at the local Dealer Services Regional Office.

A hull identification number (HIN) inspection is required for all antique vessels obtaining an original Florida title. The HIN inspection must be obtained by a member of the Florida Fish and Wildlife Conservation Commission (FFWCC).

Identification

A copy of the identification of the purchaser, seller, and anyone presenting a power of attorney or letter of authorization to sign on behalf of the purchaser or seller. The copy of the identification document must be clear and legible.

- The identification must be a valid driver license or identification card issued by Florida or another state, or a valid passport.

Title Services or Individuals

Title services or individuals who create the title documents on behalf of the seller or purchaser must also provide a copy of their valid identification as identified above, with each transaction. In addition to personal identification, they must also provide a copy of their current Florida business license (SunBiz) or current business license from their county or city government.

Expedited Title

If the customer requests an Expedited Title (fast title) and the customer is other than the purchaser of the motor vehicle or vessel, the power of attorney must authorize the issuance of the fast title, or an Authorization/Release Affidavit completed by the purchaser must be provided. Whether it is the purchaser or a person acting on behalf of the purchaser, they must sign the office fast title ledger and provide identification as described above, prior to receiving the title per Procedure [TL-46](#).

Ancient or Antique Motor Vehicle Special License Plates and Antique Vessel Decals

[Section 320.086, Florida Statutes](#), allows for special license plates for ancient or antique motor vehicles. This provision includes special fees for ancient or antique motorcycles, automobiles, and trucks, which may be obtained through the local tax collector's office or license plate agency. Proof of Florida insurance is required to obtain a license plate. A Horseless Carriage or Permanent Antique license plate must be issued through the Florida Highway Safety and Motor Vehicle.

[Section 328.72\(2\), Florida Statutes](#), allows for an antique vessel to receive a decal that identifies the vessel as an antique.

Revision(s)

10/05/22: Added A Horseless Carriage or Permanent Antique license plate must be issued through the Florida Highway Safety and Motor Vehicle.

09/12/22: Created brand new Procedure.

Exhibit A

SAMPLE – Hold Harmless Affidavit

DATE: _____

YEAR: _____ **MAKE:** _____ **MODEL :** _____

VIN/HIN: _____

I, _____ am the owner (seller) of the above referenced motor vehicle or vessel which is free and clear of all liens or encumbrances, and I agree to defend the title against all claims.

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.

Signature of Seller

Printed Name of Seller

Address of Seller

Telephone Number of Seller

Driver License or ID Card Number

Exhibit B

Ancient or Antique Motor Vehicle or Ancient Vessel Checklist

All documents must be accurately completed, signed and legible:

- _____ Form HSMV 82040

- _____ Form HSMV 84044, completed by Dealer Services Regional Office
OR
- _____ Certificate of Inspection from the FFWCC

- _____ Proof of Ownership
 - _____ Bill of Sale and Hold Harmless Affidavit
OR
 - _____ Bill of Sale and Hold Harmless Affidavit
OR
 - _____ Bill of Sale and Out of State Registration
OR
 - _____ Bill of Sale and Letter on Letterhead (Out of State)

- _____ Proof of valid identification

- _____ Power of Attorney or Letter of Authorization/Release Affidavit

- _____ Florida Business License (State, County, or City)

- _____ Expedited Title, if applicable

- _____ License plate number or non-use affidavit

- _____ Proof of Florida Insurance, if applicable

- _____ Sales Tax or sales tax registration number, if applicable

- _____ Title and/or Registration Fees