

WFG Informational Bulletin

To: All Florida Policy Issuing Agents of WFG National Title Insurance Company
From: WFG Underwriting Department
Date: December 9, 2019
Bulletin No.: FL 2019-12
Subject: Doc Stamps on Transfers of Homestead Between Spouses

In 2018, the Florida Legislature revised Florida Statute 201.02(7) to create subparagraph (b) which provided that a conveyance or transfer of homestead property between spouses for no consideration other than a mortgage on the property was not subject to documentary stamp taxes (“Doc Stamps”) as long as the conveyance was recorded within one-year after the date of the marriage.

On May 15, 2019, Governor DeSantis signed House Bill 7123 (CS/HB 7123) in to law which revised F.S. 201.02(7)(b) to remove the one-year limitation. Therefore, effective July 1, 2019, the exemption from Doc Stamps applies to conveyances of homestead property between spouses regardless of how long after the marriage the conveyance is accomplished. The exemption from Doc Stamps applies to conveyances of the homestead from one spouse to the other, from one spouse to both spouses, or from both spouses to one spouse.

Information Bulletins are designed to provide our agents with information we think will help in managing their business or just being better title professionals, but which does not rise to the level of being an underwriting mandate and are not within the scope of the agency agreement.