

Bill No. SB 2498

Barcode 451470

CHAMBER ACTION

Senate

House

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The Committee on Banking and Insurance (Campbell) recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 1, after line 31,

insert:

Section 2. Subsection (13) of section 634.401, Florida Statutes, is amended to read:

634.401 Definitions.--As used in this part, the term:

(13) "Service warranty" means any warranty, guaranty, extended warranty or extended guaranty, maintenance service contract equal to or greater than 1 year in length or which does not meet the exemption in paragraph (a), contract, agreement, or other written promise for a specific duration to perform or provide indemnification for the repair, replacement, or maintenance of a consumer product due to operational or structural failure caused by a defect in materials or workmanship, normal wear and tear, a power surge, or accidental damage resulting from handling, to indemnify against the cost of repair or replacement of a consumer

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1 ~~product~~ in return for the payment of a segregated charge by  
2 the consumer; however:

3 (a) Maintenance service contracts written for less  
4 than 1 year ~~or less~~ which do not contain provisions for  
5 indemnification and which do not provide a discount to the  
6 consumer for any combination of parts and labor in excess of  
7 20 percent during the effective period of such contract, motor  
8 vehicle service agreements, transactions exempt under s.  
9 624.125, and home warranties subject to regulation under parts  
10 I and II of this chapter are excluded from this definition;  
11 and

12 (b) The term "service warranty" does not include  
13 service contracts between consumers and condominium  
14 associations.

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17 ===== T I T L E A M E N D M E N T =====

18 And the title is amended as follows:

19 On page 1, line 8, after the semicolon,  
20  
21 insert:

22 amending s. 634.401, F.S.; redefining the term  
23 "service warranty";

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