

1 A bill to be entitled
 2 An act relating to contracts; providing disclosure
 3 requirements for contracts for goods or services;
 4 providing an effective date.

5
 6 Be It Enacted by the Legislature of the State of Florida:

7
 8 Section 1. Disclosure of certain contract provisions.--

9 (1) All contracts for goods or services shall
 10 conspicuously disclose the following:

11 (a) Any conditions placed upon the right to terminate the
 12 contract, including any provisions that provide for a right to
 13 cure.

14 (b) Any conditions or procedures relating to breach of
 15 contract or remedies for breach of contract, including any
 16 provisions related to arbitration.

17 (2) All disclosures of contract provisions under
 18 subsection (1) must be in bold type and placed within a separate
 19 paragraph.

20 (3) A contract containing provisions provided in
 21 subsection (1) shall provide, in immediate proximity to each of
 22 the provisions, a space reserved in the contract for the
 23 signature of all parties to specifically acknowledge having read
 24 each of such provisions. Failure to provide such spaces for
 25 signature and to obtain the signatures of all parties shall
 26 render the applicable contract provisions void and
 27 unenforceable.

CS/HB 1135

2009

28 | (4) For purposes of this section, the term "conspicuously"
29 | means so written, displayed, or presented that a reasonable
30 | person against whom it is to operate ought to have noticed it.

31 | Section 2. This act shall take effect July 1, 2009, and
32 | shall apply to contracts entered into on or after that date.