

By Senator Negrón

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1 A bill to be entitled
2 An act relating to design professionals; creating ss.
3 471.046, 472.0367, 481.23, and 481.333, F.S.;
4 providing for limited liability for engineers,
5 surveyors and mappers, architects, interior designers,
6 and registered landscape architects as a result of
7 professional negligence or professional malpractice
8 resulting from the performance of professional
9 services that are the subject of a contract; providing
10 an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Section 471.046, Florida Statutes, is created to
15 read:

16 471.046 Limitation of liability.—Notwithstanding any other
17 law, any party to any contract for professional services does
18 not have a cause of action in tort against an engineer for the
19 recovery of economic damages that are caused by the engineer's
20 professional negligence or professional malpractice in the
21 performance of the professional services that are the subject of
22 the contract. This section does not apply to claims for economic
23 damages resulting from personal injury or damage to property
24 other than the property that is the subject of the contract.

25 Section 2. Section 472.0367, Florida Statutes, is created
26 to read:

27 472.0367 Limitation of liability.—Notwithstanding any other
28 law, any party to any contract for professional services does
29 not have a cause of action in tort against a surveyor or mapper

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30 for the recovery of economic damages that are caused by the
31 surveyor's or mapper's professional negligence or professional
32 malpractice in the performance of the professional services that
33 are the subject of the contract. This section does not apply to
34 claims for economic damages resulting from personal injury or
35 damage to property other than the property that is the subject
36 of the contract.

37 Section 3. Section 481.23, Florida Statutes, is created to
38 read:

39 481.23 Limitation of liability.—Notwithstanding any other
40 law, any party to any contract for professional services does
41 not have a cause of action in tort against an architect or
42 interior designer for the recovery of economic damages that are
43 caused by the architect's or interior designer's professional
44 negligence or professional malpractice in the performance of the
45 professional services that are the subject of the contract. This
46 section does not apply to claims for economic damages resulting
47 from personal injury or damage to property other than the
48 property that is the subject of the contract.

49 Section 4. Section 481.333, Florida Statutes, is created to
50 read:

51 481.333 Limitation of liability.—Notwithstanding any other
52 law, any party to any contract for professional services does
53 not have a cause of action in tort against a registered
54 landscape architect for the recovery of economic damages that
55 are caused by the registered landscape architect's professional
56 negligence or professional malpractice in the performance of the
57 professional services that are the subject of the contract. This
58 section does not apply to claims for economic damages resulting

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59 from personal injury or damage to property other than the
60 property that is the subject of the contract.

61 Section 5. This act shall take effect July 1, 2010.