

By Senator Bradley

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1 A bill to be entitled
2 An act relating to automatic renewal subscription
3 cancellations; creating s. 501.166, F.S.; defining
4 terms; requiring businesses that offer automatic
5 renewal subscriptions to provide consumers with
6 certain methods to cancel the service; declaring that
7 violations are unfair trade practices and subject to
8 the Florida Deceptive and Unfair Trade Practices Act;
9 providing applicability; providing an effective date.

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

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13 Section 1. Section 501.166, Florida Statutes, is created to
14 read:

15 501.166 Cancellation of automatic renewal subscriptions for
16 goods or services.—

17 (1) As used in this section, the term:

18 (a) "Automatic renewal subscription" means an agreement to
19 provide any of the following goods or services for a specified
20 time and price which is automatically renewed at the end of a
21 definite term for a subsequent term unless the consumer cancels
22 the agreement:

23 1. Online magazines, journals, or periodicals.

24 2. Online media players.

25 3. Mobile applications.

26 4. Social networking services.

27 5. Internet game services.

28 (b) "Internet game service" means an online service that
29 provides information, software, data, text, photographs,

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30 graphics, audio, or video which may be accessed by a consumer on
31 a paid subscription basis for the purpose of allowing that
32 consumer to play a single-player or multiplayer game through the
33 Internet or to download a game for that consumer to play
34 offline. The term does not include online gambling or other
35 gaming in which a person participates to win money.

36 (c) "Mobile app" means a software application designed to
37 be operated on a mobile device, such as a smartphone.

38 (d) "Online media player" means an online service that
39 delivers audio or video content.

40 (e) "Social networking service" means an online service
41 that facilitates the building of social relations and the
42 sharing of information among specified groups of people.

43 (2) A business that offers an automatic renewal
44 subscription to a consumer in this state shall present that
45 consumer with an easily accessible disclosure of the methods
46 that consumer may use to cancel the subscription. One method
47 must provide for online cancellation of the subscription by any
48 means of communicating information over a computer network.

49 (3) A violation of this section is a deceptive and unfair
50 trade practice and constitutes a violation of the Florida
51 Deceptive and Unfair Trade Practices Act under part II of this
52 chapter.

53 (4) This section applies to an agreement entered into or
54 renewed after July 1, 2022, under which a business makes an
55 automatic renewal subscription offer to a consumer in this
56 state.

57 Section 2. This act shall take effect July 1, 2022.