

By the Committee on Commerce and Tourism; and Senator Boyd

577-03504-23

20231242c1

1                   A bill to be entitled  
2           An act relating to registrations and transfers of  
3           heating, ventilation, and air-conditioning system  
4           manufacturer warranties; creating s. 559.956, F.S.;  
5           specifying that certain warranties for heating,  
6           ventilation, and air-conditioning (HVAC) systems are  
7           automatically transferred and remain in effect under  
8           certain circumstances relating to the conveyance of  
9           property; specifying that a warrantor continues to be  
10          obligated under the terms of such transferred  
11          warranty; prohibiting warrantors from charging a fee  
12          for such transfers; specifying that such transfers do  
13          not extend the remaining term of a warranty; deeming  
14          manufacturers' warranties for HVAC systems registered  
15          with the manufacturer if certain requirements are met;  
16          requiring certain contractors installing HVAC systems  
17          to provide certain documentation; providing an  
18          effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

21  
22           Section 1. Section 559.956, Florida Statutes, is created to  
23           read:

24           559.956 Registrations and transfers of heating,  
25           ventilation, and air-conditioning system manufacturer  
26           warranties; required contractor documentation.-

27           (1) If a residential real property that includes a heating,  
28           ventilation, and air-conditioning (HVAC) system as a fixture to  
29           the property is conveyed to a new owner, a manufacturer's

577-03504-23

20231242c1

30 warranty in effect on that system or a component of that system:

31 (a) Is automatically transferred to the new owner; and

32 (b) Continues in effect as if the new owner was the  
33 original purchaser of such system or component, as applicable.

34 (2) A warrantor continues to be obligated under the terms  
35 of a manufacturer's warranty agreement for a warranty  
36 transferred under this section and may not charge a fee for the  
37 transfer of the warranty.

38 (3) The transfer of a manufacturer's warranty under this  
39 section does not extend the remaining term of the warranty.

40 (4) A manufacturer's warranty for an HVAC system is deemed  
41 registered with the manufacturer if a contractor licensed under  
42 part I of chapter 489:

43 (a) Installs the new HVAC system; and

44 (b) Provides the manufacturer of the HVAC system with the  
45 date of the issuance of the certificate of occupancy for  
46 installations relating to new construction, or the serial number  
47 of the HVAC system for installations relating to existing  
48 construction, as applicable.

49 (5) A contractor licensed under part I of chapter 489 who  
50 installs a new HVAC system must document the installation  
51 through an invoice or a receipt and provide the invoice or  
52 receipt to the customer.

53 Section 2. This act shall take effect July 1, 2023.