

By the Committee on Judiciary; and Senator Bradley

590-02907-24

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1 A bill to be entitled
2 An act relating to flood disclosure in the sale of
3 real property; creating s. 689.302, F.S.; requiring a
4 seller of residential real property to provide
5 specified information to a prospective purchaser at or
6 before the sales contract is executed; specifying how
7 such information must be disclosed; providing an
8 effective date.

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

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12 Section 1. Section 689.302, Florida Statutes, is created to
13 read:

14 689.302 Disclosure of flood risks to prospective
15 purchaser.—A seller must complete and provide a flood disclosure
16 to a purchaser of residential real property at or before the
17 time the sales contract is executed. The flood disclosure must
18 be made in the following form:

19
20 FLOOD DISCLOSURE

21
22 Flood Insurance: Homeowners' insurance policies do not
23 include coverage for damage resulting from floods.

24 Buyer is encouraged to discuss the need to purchase
25 separate flood insurance coverage with Buyer's
26 insurance agent.

27 (1) Seller is is not aware of damage to the
28 property caused by flooding during Seller's ownership
29 of the property.

590-02907-24

2024484c1

30 (2) Seller has has not filed a claim with an
31 insurance provider relating to flood damage on the
32 property, including, but not limited to, a claim with
33 the National Flood Insurance Program.

34 (3) Seller has has not received federal
35 assistance for flood damage to the property,
36 including, but not limited to, assistance from the
37 Federal Emergency Management Agency.

38 (4) Seller does does not maintain flood
39 insurance on the property.

40 (5) For the purposes of this disclosure, the term
41 "flooding" means a general or temporary condition of
42 partial or complete inundation of the property caused
43 by any of the following:

44 (a) The overflow of inland or tidal waters.

45 (b) The unusual and rapid accumulation of runoff or
46 surface waters from any established water source, such
47 as a river, stream, or drainage ditch.

48 (c) Sustained periods of standing water resulting from
49 rainfall.

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51 Section 2. This act shall take effect October 1, 2024.