

SECOND REGULAR SESSION

HOUSE BILL NO. 1520

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

3360H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to forum selection agreements.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be
2 known as section 407.028, to read as follows:

**407.028. 1. No contract subject to the provisions of sections 407.010 to 407.315
2 shall contain a provision selecting a forum for dispute resolution other than the forum
3 specified in section 407.025 unless the provision is agreed to by both parties in a separate
4 written document. The separate written document containing such forum selection
5 provision shall:**

6 **(1) Be written in sixteen-point font;**

7 **(2) Require a handwritten signature from both parties signed in person; and**

8 **(3) Contain a right to opt out of this provision for the consumer that is clearly
9 displayed and requires a hand-signed signature from the consumer.**

10 **2. The opt-out clause under the provisions of subsection 1 of this section shall
11 expire no earlier than fifteen years from the date on which the contract was signed
12 unless the contract guarantees a warranty that extends longer than fifteen years, in
13 which case the opt-out clause shall expire when such warranty expires.**

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EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.