

SUPREME COURT OF FLORIDA

In re Amendments to Florida Rule of Civil Procedure 1.442 and
Forms 1.902 and 1.938

In re Amendments to Florida Rule of Civil Procedure 1.442 and Forms 1.902 and 1.938 · No. SC2025-0045 ·
Decided November 13, 2025

SUMMARY

The Supreme Court of Florida amends Florida Rule of Civil Procedure 1.442 and Forms 1.902 and 1.938. The amendments address proposals for settlement, summons responses and electronic filing, legal-assistance information, and allegations required in unlawful-detainer, forcible-entry, and unlawful-entry complaints. The amendments become effective January 1, 2026, at 12:01 a.m.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	Per Curiam; Carlos G. Muñoz, Chief Justice; Charles T. Canady, Justice; Jorge Labarga, Justice; Renatha Francis, Justice; Robert J. Luck, Justice; Jamie R. Grosshans, Justice; Meredith L. Sasso, Justice
JURISDICTION	Florida
DECIDED	November 13, 2025
DOCKET	SC2025-0045
DISPOSITION	other
PROCEDURAL POSTURE	Original rulemaking proceeding in which the Florida Bar's Civil Procedure Rules Committee proposed amendments to Florida Rule of Civil Procedure 1.442 and Forms 1.902 and 1.938, followed by publication for comment and consideration of one submitted comment.
PRECEDENTIAL VALUE	Published Florida Supreme Court rulemaking opinion adopting amendments to court rules and forms.

TOPICS

- civil procedure
- offer of judgment
- service of process
- pleadings
- landlord tenant

PRACTICE AREAS

- civil procedure
- real estate litigation
- remedies

QUESTIONS PRESENTED

1. Whether the proposed amendments to Florida Rule of Civil Procedure 1.442 should be adopted.
2. Whether the proposed amendments to Forms 1.902 and 1.938 should be adopted.
3. When the adopted amendments should become effective.

HOLDINGS

1. The Court adopted amendments governing proposals for settlement, including service timing, required content, joint proposals, filing, acceptance and rejection, sanctions, costs and fees, admissibility of proposal evidence, and the effect of mediation.
2. The Court amended the summons forms to clarify that a defendant may file a written response through the Florida Courts E-Filing Portal or with the clerk, must include an e-mail address for service unless excused, and should be directed to available lawyer-referral and legal-aid resources.
3. The Court amended Form 1.938 to require the plaintiff, when applicable, to provide the property's legal description and address, identify how the defendant obtained possession, state whether the plaintiff owns the property, and explain the plaintiff's entitlement to possession if the plaintiff is not the owner.
4. The amendments to the rules and forms become effective January 1, 2026, at 12:01 a.m.; filing a motion for rehearing does not alter that effective date.

KEY QUOTATIONS

“The Court hereby amends the Florida Rules of Civil Procedure as reflected in the appendix to this opinion.”
(at 2)

“The amendments to the rules shall become effective January 1, 2026, at 12:01 a.m.” (at 2)

“THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS.” (at 3)

FACTUAL BACKGROUND

The Florida Bar's Civil Procedure Rules Committee proposed amendments concerning proposals for settlement, summons forms, and unlawful-detainer and forcible-entry pleadings. The proposal was published for public comment, and one comment prompted revisions by the Committee. The Court adopted the revised rule and forms and specified an effective date.

PROCEDURAL HISTORY

The Civil Procedure Rules Committee filed a report proposing amendments to the rule and forms. The proposal was published for comment by the Committee and the Court; one comment was received, and the Committee revised its proposal in response. The Supreme Court of Florida adopted the revised amendments and made them effective January 1, 2026, at 12:01 a.m.

DISPOSITION

other

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