

AMENDMENT TO RULES COMMITTEE PRINT 117–

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OFFERED BY MR. CICILLINE OF RHODE ISLAND

At the end of title LVIII of division E, add the following:

1 **SEC. 58_____ . RESOLUTION OF CONTROVERSIES UNDER**
2 **SERVICEMEMBERS CIVIL RELIEF ACT.**

3 (a) IN GENERAL.—Section 102 of the
4 Servicemembers Civil Relief Act (50 U.S.C. 3912) is
5 amended by adding at the end the following new sub-
6 section:

7 “(d) WRITTEN CONSENT REQUIRED FOR ARBITRA-
8 TION.—Notwithstanding any other provision of law, when-
9 ever a contract with a servicemember, or a servicemember
10 and the servicemember’s spouse jointly, provides for the
11 use of arbitration to resolve a controversy subject to a pro-
12 vision of this Act and arising out of or relating to such
13 contract, arbitration may be used to settle such con-
14 troversy only if, after such controversy arises, all parties
15 to such controversy consent in writing to use arbitration
16 to settle such controversy.”.

17 (b) APPLICABILITY.—Subsection (d) of such section,
18 as added by subsection (a), shall apply with respect to con-

1 tracts entered into, amended, altered, modified, renewed,
2 or extended after the date of the enactment of this Act.

3 **SEC. 58 ____ . LIMITATION ON WAIVER OF RIGHTS AND**
4 **PROTECTIONS UNDER SERVICEMEMBERS**
5 **CIVIL RELIEF ACT.**

6 (a) IN GENERAL.—Section 107(a) of the
7 Servicemembers Civil Relief Act (50 U.S.C. 3918(a)) is
8 amended—

9 (1) in the second sentence, by inserting “and if
10 it is made after a specific dispute has arisen and the
11 dispute is identified in the waiver” after “to which
12 it applies”; and

13 (2) in the third sentence, by inserting “and if
14 it is made after a specific dispute has arisen and the
15 dispute is identified in the waiver” after “period of
16 military service”.

17 (b) APPLICABILITY.—The amendment made by sub-
18 section (a) shall apply with respect to waivers made on
19 or after the date of the enactment of this Act.

20 **SEC. 58 ____ . CLARIFICATION OF PRIVATE RIGHT OF AC-**
21 **TION UNDER SERVICEMEMBERS CIVIL RE-**
22 **LIEF ACT.**

23 Section 802(a) of the Servicemembers Civil Relief Act
24 (50 U.S.C. 4042(a)) is amended—

1 (1) in the matter preceding paragraph (1), by
2 inserting “, notwithstanding any previous agreement
3 to the contrary,” after “may”; and

4 (2) in paragraph (3), by striking “, notwith-
5 standing any previous agreement to the contrary”.

