

## Idaho Code § 29-116

Statutes current through all legislation from the 2024 Regular Session and effective prior to July 1, 2024.

*Idaho Code* > *Title 29 Contracts (Ch. 1)* > *Chapter 1 General Provisions Relating to Contracts (§§ 29-101 — 29-116)*

### 29-116. Computer information agreements.

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- (1) In an action based on a computer information agreement that contains a choice of laws provision that would result in application of the uniform computer information transactions act to such computer information agreement, such choice of laws provision is voidable by the party against whom enforcement is sought, and the agreement will be governed by the laws of the state of Idaho if either party is a resident of this state or has its principal place of business located in this state.
- (2) In an action based on a computer information agreement that does not contain a choice of laws provision, any party may object to the application of the uniform computer information transactions act to such computer information agreement. If such an objection is made, the agreement will be governed by the laws of the state of Idaho if either party is a resident of this state or has its principal place of business in this state.
- (3) This section may not be varied or invalidated by the agreement of the parties.
- (4) As used in this section:
  - (a) “Computer information” means information in electronic form that is obtained from or through the use of a computer or that is in a form capable of being processed by a computer.
  - (b) “Computer information agreement” means a contract or agreement to create, modify, transfer, license or otherwise use computer information or rights in computer information, or to perform or support such creation, modification, transfer, license or use.
  - (c) “Party” means a party to a computer information agreement.
  - (d) “Uniform computer information transactions act” means the uniform computer information transactions act as approved by the national conference of commissioners on uniform state laws and enacted in any jurisdiction, or any substantially similar law enacted in any jurisdiction.

### History

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I.C., § 29-116, as added by 2007, ch. 286, § 1, p. 815.

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