

By Senator Rossin

35-575-98

See HB 3063

1                                   A bill to be entitled  
2           An act relating to educational facilities;  
3           amending s. 235.31, F.S.; requiring boards to  
4           prequalify bidders for construction contracts  
5           according to Commissioner of Education rule;  
6           requiring certification or licensure of bidders  
7           or contractors; amending s. 489.125, F.S.;  
8           conforming language relating to construction  
9           contractors; repealing s. 489.527, F.S.,  
10          relating to electrical and alarm system  
11          contractors, to conform; repealing section  
12          633.551(5), F.S., relating to fire protection  
13          system contractors, to conform; providing an  
14          effective date.

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

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18           Section 1. Subsection (2) of section 235.31, Florida  
19 Statutes, as amended by chapter 97-190, Laws of Florida, is  
20 amended to read:

21           235.31 Advertising and awarding contracts;  
22 prequalification of contractor.--

23           (2) Boards shall prequalify bidders for construction  
24 contracts according to ~~may elect to come under the~~ rules  
25 prescribed by the Commissioner of Education which require for  
26 the prequalification of bidders of educational facilities  
27 construction. Boards shall require that all construction or  
28 capital improvement bids be accompanied by evidence that the  
29 bidder holds an appropriate certificate or license or that the  
30 prime contractor has a current valid license prior to bid  
31 award for each project.

1           Section 2. Section 489.125, Florida Statutes, is  
2 amended to read:  
3           489.125 Prequalification of certificateholders  
4 ~~eligible to participate in projects under s. 235.31.--Any~~  
5 person holding a certificate shall be prequalified is  
6 ~~qualified to bid by participate in any project under s.~~  
7 ~~235.31, unless~~ a district school board ~~elects to prequalify~~  
8 ~~contractors~~ pursuant to uniform prequalification of  
9 contractors criteria adopted by rule of the Commissioner State  
10 ~~Board~~ of Education. This section does not supersede any small,  
11 woman-owned or minority-owned business enterprise preference  
12 program adopted by a district school board. A district school  
13 board may not modify or supplement the uniform  
14 prequalification criteria adopted by rule. ~~If a district~~  
15 ~~school board elects to prequalify contractors,~~A person  
16 holding a certificate must apply to each ~~that~~ board for  
17 prequalification consideration.

18           Section 3. Section 489.527 and subsection (5) of  
19 section 633.551, Florida Statutes, are repealed.

20           Section 4. This act shall take effect July 1 of the  
21 year in which enacted.

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24           HOUSE SUMMARY

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26           With respect to educational facilities, provides that the  
27 prequalification of bidders for construction contracts  
28 shall be a requirement rather than an option. Requires  
29 certification or licensure of bidders or prime  
30 contractors.  
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