

By the Committee on Regulated Industries and Senator Rossin

315-1713-98

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

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

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

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

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

(2) Boards shall prequalify bidders for construction
contracts according to ~~may elect to come under the~~ rules
prescribed by the Commissioner of Education which require for
the prequalification of bidders of educational facilities
construction. Boards shall require that all construction or
capital improvement bids be accompanied by evidence that the
bidder holds an appropriate certificate or license or that the
prime contractor has a current valid license.

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.

22
23 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
24 COMMITTEE SUBSTITUTE FOR
25 SB 482

26 Clarifies that a contractor must be properly licensed prior to
27 making a bid.
28
29
30
31