



HB 1087

2003

1 A bill to be entitled

2 An act relating to participation in insurance plans;
3 amending ss. 255.05 and 287.057, F.S.; prohibiting the
4 requirement that contractors or subcontractors under
5 certain contracts participate in, or be penalized for
6 nonparticipation in, certain insurance plans; providing an
7 effective date.

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

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11 Section 1. Subsection (10) is added to section 255.05,
12 Florida Statutes, to read:

13 255.05 Bond of contractor constructing public buildings;
14 form; action by materialmen.--

15 (10) A party to a contract to which this section applies
16 may not require a contractor or a subcontractor to participate
17 in, and a party may not be penalized for not participating in,
18 an insurance plan controlled by an owner or contractor under
19 which plan an owner or contractor, or an agent of the owner or
20 contractor, obtains insurance coverage for contractors and
21 subcontractors relating to a project or group of related
22 projects, including, but not limited to, workers' compensation,
23 employer's liability, general liability, or builder's risk
24 insurance.

25 Section 2. Subsection (25) is added to section 287.057,
26 Florida Statutes, to read:

27 287.057 Procurement of commodities or contractual
28 services.--

29 (25) A party to a contract to which this section applies
30 may not require a contractor or a subcontractor to participate



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31 in, and a party may not be penalized for not participating in,
32 an insurance plan controlled by an owner or contractor under
33 which plan an owner or contractor, or an agent of the owner or
34 contractor, obtains insurance coverage for contractors and
35 subcontractors relating to a project or group of related
36 projects, including, but not limited to, workers' compensation,
37 employer's liability, general liability, or builder's risk
38 insurance.

39 Section 3. This act shall take effect upon becoming a law.