

By Senator Smith

14-1528A-03

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A bill to be entitled

An act relating to public contracts; creating s. 287.0576, F.S.; specifying certain unlawful activities in certain public project bid solicitations; providing a penalty; providing an effective date.

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

Section 1. Section 287.0576, Florida Statutes, is created to read:

287.0576 Bid rigging prohibition; penalty.--

(1) It is unlawful, whenever soliciting a bid for a procurement contract under this chapter or a contract subject to the requirements of s. 255.05:

(a) To disclose information about the project to any person who may submit a bid on the project unless the same information is disclosed to all persons who may submit a bid on the project.

(b) For two or more persons to enter into an agreement in which one or more such persons under the agreement agrees not to bid on the project or submit a bid higher or lower than any other person under the agreement.

(2) Any person who violates any provision of subsection (1) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 2. This act shall take effect upon becoming a law.