

By Senators Wise, Bennett and Campbell

5-569-03

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

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

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

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

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

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

287.057 Procurement of commodities or contractual
services.--

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

