

The Florida Senate
HOUSE MESSAGE SUMMARY

[2007s1976.hms.doc]

BILL: CS/SB 1976

INTRODUCER: Governmental Operations Committee, Governmental Operations Committee, and Senator Lynn

SUBJECT: Competitive Solicitation of Contracts

PREPARED BY: Senate Committee on Governmental Operations

DATE: May 3, 2007

I. Amendments Contained in Message:

House Amendment 1 – 094129 (body with title)
House Amendment 2 – 015527 (body with title)

II. Summary of Amendments Contained in Message:

House Amendment 1 creates a section in ch. 255, F.S., providing that a county, municipality, special district as defined in ch. 189, or other political subdivision of the state, may use a construction management entity or program management entity. It also amends s. 287.055(9)(c), F.S., to clarify that specified local government entities must award design-build contracts by use of a competitive process whereby the selected firm will, *subsequent to competitive negotiations*, establish a guaranteed maximum price and guaranteed completion date.

The substance of these provisions was adopted by amendment to HB 1489, which was passed by the Senate on 2 May 2007, and is in House Returning Messages as of 3 May 2007.

House Amendment 2 amends s. 338.235, F.S., to restrict the Department of Transportation's ability to contract with any person for the purpose of providing a service. The new subsection (5) added by the amendment prohibits DOT and the Florida Turnpike Enterprise from contracting for vendors for the sale of fuel if such contract is negotiated or bid with any other contract, but mandates that a contract for the sale of fuel must be bid with the retail sale of food at any convenience store attached to the fuel station. The amendment has the appearance of pertaining to a specific vendor.

The amendment codifies proviso language for Specific Appropriation 2281.