

By Senator Pruitt

28-00735-09

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1 A bill to be entitled

2 An act relating to the purchase of commodities and  
3 contractual services by local governments; amending s.  
4 287.056, F.S.; authorizing special districts,  
5 municipalities, and counties to purchase specified  
6 commodities and contractual services from purchasing  
7 agreements of other special districts, municipalities,  
8 or counties; providing an effective date.

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

11  
12 Section 1. Section 287.056, Florida Statutes, is amended to  
13 read:

14 287.056 Purchases from purchasing agreements and state term  
15 contracts.—

16 (1) Agencies shall, and eligible users may, purchase  
17 commodities and contractual services from purchasing agreements  
18 established and state term contracts procured, pursuant to s.  
19 287.057, by the department.

20 (2) Agencies may have the option to purchase commodities or  
21 contractual services from state term contracts procured,  
22 pursuant to s. 287.057, by the department which contain a user  
23 surcharge pursuant to s. 287.1345 as determined by the  
24 department.

25 (3) Special districts, municipalities, and counties may  
26 purchase commodities and contractual services, other than  
27 services the acquisition of which is governed by s. 287.055,  
28 from purchasing agreements of other special districts,  
29 municipalities, or counties that have been procured pursuant to

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30 competitive bid, requests for proposals, requests for  
31 qualifications, competitive selection, or competitive  
32 negotiations and that are otherwise in compliance with general  
33 law.

34 (4)~~(3)~~ Agencies and eligible users may use a request for  
35 quote to obtain written pricing or services information from a  
36 state term contract vendor for commodities or contractual  
37 services available on state term contract from that vendor. The  
38 purpose of a request for quote is to determine whether a price,  
39 term, or condition more favorable to the agency or eligible user  
40 than that provided in the state term contract is available. Use  
41 of a request for quote does not constitute a decision or  
42 intended decision that is subject to protest under s. 120.57(3).

43 Section 2. This act shall take effect July 1, 2009.