

1 A bill to be entitled
 2 An act relating to restrictions on business entities doing
 3 business with Iran; providing definitions; prohibiting the
 4 state from entering into, awarding, or renewing a contract
 5 or purchasing agreement for commodities or contractual
 6 services with, or receiving or soliciting proposals for
 7 the acquisition of commodities or contractual services
 8 from, any business entity doing business with Iran;
 9 providing for the cessation of such prohibition under
 10 specified circumstances; directing the Department of
 11 State, in conjunction with the Department of Management
 12 Services, the Department of Business and Professional
 13 Regulation, the Department of Legal Affairs, and the State
 14 Board of Administration, to develop a mechanism for the
 15 identification of business entities doing business with
 16 the nation of Iran and for the enforcement of the act;
 17 providing an effective date.

18
 19 Be It Enacted by the Legislature of the State of Florida:

20
 21 Section 1. Restrictions on business entities doing
 22 business with Iran.—

23 (1) DEFINITIONS.—For purposes of this section:

24 (a) "Business entity" means:

25 1. Any proprietorship, firm, enterprise, franchise,
 26 organization, association, corporation, partnership, joint
 27 venture, limited partnership, limited liability partnership,
 28 limited liability company, trust, or other entity or business

29 association, including all wholly owned subsidiaries, majority-
 30 owned subsidiaries, parent companies, or affiliates of such
 31 entities or business associations; or

32 2. Any self-employed individual,

33
 34 whether fictitiously named or not, doing business in this state,
 35 that exists for the purpose of making a profit.

36 (b) "Doing business with Iran" means:

37 1. Engaging in commerce in any form with Iran, including,
 38 but not limited to, acquiring, developing, maintaining, owning,
 39 selling, possessing, leasing, or operating equipment,
 40 facilities, personnel, products, services, personal property,
 41 real property, or any other apparatus of business or commerce.

42 2. Engaging in or in any way benefiting from dealings
 43 with, or activities related to or involving, the nation of Iran.

44 (c) "Iran" means the Islamic Republic of Iran and includes
 45 the government of Iran, its instrumentalities, and companies
 46 owned or controlled by the government of Iran.

47 (2) PROHIBITED CONTRACTS.—The state may not enter into,
 48 award, or renew a contract or purchasing agreement for
 49 commodities or contractual services with, or receive or solicit
 50 proposals for the acquisition of commodities or contractual
 51 services from, any business entity doing business, either
 52 directly or indirectly, with Iran.

53 (3) CESSATION OF PROHIBITION.—The prohibition under
 54 subsection (2) is removed if the Congress or the President of
 55 the United States affirmatively and unambiguously declares, by
 56 means including, but not limited to, legislation, executive

HB 743

2010

57 order, or written certification from the President to Congress,
58 that the prohibition of contracts, awards, and agreements
59 provided in subsection (2) interferes with the conduct of United
60 States foreign policy.

61 (4) IDENTIFICATION OF BUSINESS ENTITIES; ENFORCEMENT.—The
62 Department of State, in conjunction with the Department of
63 Management Services, the Department of Business and Professional
64 Regulation, the Department of Legal Affairs, and the State Board
65 of Administration, shall develop a mechanism for the
66 identification of business entities doing business with the
67 nation of Iran and for the enforcement of this section.

68 Section 2. This act shall take effect October 1, 2010.