

1                                   A bill to be entitled  
 2           An act relating to preference in award of state contracts;  
 3           amending s. 287.084, F.S.; expanding provisions that  
 4           authorize an agency, county, municipality, school  
 5           district, or other political subdivision of the state to  
 6           provide preferential consideration to a Florida business  
 7           in awarding competitively bid contracts to purchase  
 8           personal property under specified circumstances to include  
 9           the purchase of construction services; providing that such  
 10          authority to grant preference supersedes any local  
 11          ordinance or regulation which grants preference to local  
 12          bidders; providing construction; providing an effective  
 13          date.

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

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 17           Section 1. Subsection (1) of section 287.084, Florida  
 18           Statutes, is amended to read:

19           287.084 Preference to Florida businesses.—

20           (1) (a) When an agency, county, municipality, school  
 21           district, or other political subdivision of the state is  
 22           required to make purchases of personal property or construction  
 23           services through competitive solicitation and the lowest  
 24           responsible and responsive bid, proposal, or reply is by a  
 25           vendor whose principal place of business is in a state or  
 26           political subdivision thereof which grants a preference for the  
 27           purchase of such personal property or construction services to a  
 28           person whose principal place of business is in such state, then

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29 | the agency, county, municipality, school district, or other  
30 | political subdivision of this state may award a preference to  
31 | the lowest responsible and responsive vendor having a principal  
32 | place of business within this state, which preference is equal  
33 | to the preference granted by the state or political subdivision  
34 | thereof in which the lowest responsible and responsive vendor  
35 | has its principal place of business. However, this section does  
36 | not apply to transportation projects for which federal aid funds  
37 | are available.

38 |       (b)1. This section supersedes any local ordinance or  
39 | regulation which grants preference to a local bidder based upon  
40 | the bidder maintaining a local business office or a local  
41 | principal place of business or based upon payment by the bidder  
42 | of local taxes, assessments, or duties.

43 |       2. Except as provided in subparagraph 1., nothing in this  
44 | section prevents a county, municipality, school district, or  
45 | other political subdivision of this state from awarding a  
46 | contract to any bidder in accordance with applicable state laws  
47 | or local ordinances.

48 |       Section 2. This act shall take effect July 1, 2010.