

By Senator Hays

11-00448-15

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1 A bill to be entitled
2 An act relating to local government construction
3 preferences; amending s. 287.084, F.S.; prohibiting
4 local ordinances and regulations from restricting a
5 certified contractor's competition for award of a
6 contract for construction services based upon certain
7 conditions; requiring a state college, school
8 district, or other political subdivision to make
9 specified disclosures in competitive solicitation
10 documents; providing construction; providing an
11 effective date.

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

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15 Section 1. Paragraph (c) of subsection (1) of section
16 287.084, Florida Statutes, is amended to read:

17 287.084 Preference to Florida businesses.—

18 (1)

19 (c)1. For a competitive solicitation for construction
20 services in which 20 percent or more of the cost will be paid
21 from state-appropriated funds, a local ordinance or regulation
22 may not restrict a certified contractor as defined in s.
23 489.105(8) from competing for an award based upon:

24 a. The vendor's maintaining an office or place of business
25 within a particular local jurisdiction;

26 b. The vendor's hiring employees or subcontractors from
27 within a particular local jurisdiction; or

28 c. The vendor's prior payment of local taxes, assessments,
29 or duties within a particular local jurisdiction.

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30 2. For any competitive solicitation subject to this
31 section, a state college, county, municipality, school district,
32 or other political subdivision shall disclose in the
33 solicitation document whether payment will be made from funds
34 appropriated by the state and, if known, the amount of such
35 funds or the percentage of such funds as compared to the
36 anticipated total cost of the construction services.

37 3. Except as provided in subparagraph 1., this section does
38 not prevent a state college, county, municipality, school
39 district, or other political subdivision from awarding a
40 contract to any vendor in accordance with applicable state laws
41 or local ordinances or regulations. As used in this section, the
42 term "other political subdivision of this state" does not
43 include counties or municipalities.

44 Section 2. This act shall take effect July 1, 2015.