

2015778e1

1                   A bill to be entitled  
2           An act relating to local government construction  
3           preferences; creating s. 255.0991, F.S.; defining the  
4           term "state-appropriated funds"; prohibiting local  
5           ordinances and regulations from restricting  
6           competition for the award of a contract for  
7           construction services based upon certain conditions;  
8           requiring a state college, county, municipality,  
9           school district, or other political subdivision of the  
10          state to make specified disclosures in competitive  
11          solicitation documents; providing applicability;  
12          providing an effective date.

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

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16          Section 1. Section 255.0991, Florida Statutes, is created  
17          to read:

18          255.0991 Contracts for construction services; prohibited  
19          local government preferences.—

20          (1) For purposes of this section, the term "state-  
21          appropriated funds" means all funds appropriated in the General  
22          Appropriations Act, excluding federal funds.

23          (2) For a competitive solicitation for construction  
24          services in which 50 percent or more of the cost will be paid  
25          from state-appropriated funds which have been appropriated at  
26          the time of the competitive solicitation, a state college,  
27          county, municipality, school district, or other political  
28          subdivision of the state may not use a local ordinance or  
29          regulation that provides a preference based upon:

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30 (a) The contractor's maintaining an office or place of  
31 business within a particular local jurisdiction;

32 (b) The contractor's hiring employees or subcontractors  
33 from within a particular local jurisdiction; or

34 (c) The contractor's prior payment of local taxes,  
35 assessments, or duties within a particular local jurisdiction.

36 (3) For any competitive solicitation that meets the  
37 criteria in subsection (2), a state college, county,  
38 municipality, school district, or other political subdivision of  
39 the state shall disclose in the solicitation document that any  
40 applicable local ordinance or regulation does not include any  
41 preference that is prohibited by subsection (2).

42 (4) Except as provided in subsection (2), this section does  
43 not prevent a state college, county, municipality, school  
44 district, or other political subdivision of the state from  
45 awarding a contract to a contractor in accordance with  
46 applicable state laws or local ordinances or regulations.

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