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2 An act relating to local government construction
3 preferences; creating s. 255.0991, F.S.; defining
4 terms; prohibiting local ordinances and regulations
5 from restricting competition for the award of a
6 contract for construction services based upon certain
7 conditions; requiring a state college, county,
8 municipality, school district, or other political
9 subdivision of the state to make specified disclosures
10 in competitive solicitation documents; providing
11 applicability; providing an 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. Section 255.0991, Florida Statutes, is created
16 to read:

17 255.0991 Contracts for construction services; prohibited
18 local government preferences.—

19 (1) For purposes of this section, the term:

20 (a) "Competitive solicitation" has the same meaning as in
21 s. 255.248.

22 (b) "State-appropriated funds" means all funds appropriated
23 in the General Appropriations Act, excluding federal funds.

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

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30 regulation that provides a preference based upon:

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

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

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

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

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

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