

By the Committee on Governmental Oversight and Accountability;
and Senator Perry

585-02223-20

2020506c1

1 A bill to be entitled
2 An act relating to the public procurement of services;
3 amending s. 255.103, F.S.; revising the maximum dollar
4 amount for continuing contracts for construction
5 projects; amending s. 287.055, F.S.; revising the term
6 "continuing contract" to increase certain maximum
7 dollar amounts for professional architectural,
8 engineering, landscape architectural, and surveying
9 and mapping services; providing an effective date.

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

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13 Section 1. Subsection (4) of section 255.103, Florida
14 Statutes, is amended to read:

15 255.103 Construction management or program management
16 entities.—

17 (4) A governmental entity's authority under subsections (2)
18 and (3) includes entering into a continuing contract for
19 construction projects, pursuant to the process provided in s.
20 287.055, in which the estimated construction cost of each
21 individual project under the contract does not exceed \$5 ~~\$2~~
22 million. For purposes of this subsection, the term "continuing
23 contract" means a contract with a construction management or
24 program management entity for work during a defined period on
25 construction projects described by type which may or may not be
26 identified at the time of entering into the contract.

27 Section 2. Paragraph (g) of subsection (2) of section
28 287.055, Florida Statutes, is amended to read:

29 287.055 Acquisition of professional architectural,

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30 engineering, landscape architectural, or surveying and mapping
31 services; definitions; procedures; contingent fees prohibited;
32 penalties.—

33 (2) DEFINITIONS.—For purposes of this section:

34 (g) A "continuing contract" is a contract for professional
35 services entered into in accordance with all the procedures of
36 this act between an agency and a firm whereby the firm provides
37 professional services to the agency for projects in which the
38 estimated construction cost of each individual project under the
39 contract does not exceed \$5 ~~\$2~~ million, for study activity if
40 the fee for professional services for each individual study
41 under the contract does not exceed \$500,000, ~~\$200,000,~~ or for
42 work of a specified nature as outlined in the contract required
43 by the agency, with the contract being for a fixed term or with
44 no time limitation except that the contract must provide a
45 termination clause. Firms providing professional services under
46 continuing contracts shall not be required to bid against one
47 another.

48 Section 3. This act shall take effect July 1, 2020.