

By Senator Gruters

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1 A bill to be entitled
2 An act relating to prohibited governmental
3 transactions involving certain companies and products;
4 creating s. 287.137, F.S.; defining terms; prohibiting
5 a state agency or a local governmental entity from
6 purchasing any products that were produced, or that
7 contain a specified percentage of parts that were
8 produced, in China; providing that a contract for the
9 purchase of products by a state agency or a local
10 governmental entity must include a provision
11 authorizing the termination of such contract in
12 certain circumstances; creating s. 287.138, F.S.;
13 defining terms; prohibiting a state agency or a local
14 governmental entity from purchasing any product made
15 or sold or service provided by certain technology
16 companies; providing that a contract for the purchase
17 of products or services from certain technology
18 companies must include a provision authorizing the
19 termination of such contract in certain circumstances;
20 providing effective dates.

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

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24 Section 1. Effective January 1, 2023, section 287.137,
25 Florida Statutes, is created to read:

26 287.137 Prohibition against purchasing products made in
27 China.-

28 (1) As used in this section, the term:

29 (a) "Local governmental entity" means a county,

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30 municipality, special district, or other political subdivision
31 of the state.

32 (b) "Awarding body" means, for purposes of state contracts,
33 an agency or the department, and for purposes of local
34 contracts, the governing body of the local governmental entity.

35 (2) A state agency or a local governmental entity may not
36 purchase products, or enter into or renew a contract for the
37 purchase of any products that were produced, or that contain 25
38 percent or more in parts that were produced, in China.

39 (3) Any contract with a state agency or a local
40 governmental entity for products entered into or renewed on or
41 after January 1, 2023, must contain a provision that authorizes
42 the termination of such contract at the option of the awarding
43 body if the company is found to be providing the state agency or
44 local governmental entity with products that were produced, or
45 that contain 25 percent or more in parts that were produced, in
46 China.

47 Section 2. Section 287.138, Florida Statutes, is created to
48 read:

49 287.138 Prohibition against purchasing products from or
50 contracting with certain technology companies.-

51 (1) As used in this section, the term:

52 (a) "Local governmental entity" means a county,
53 municipality, special district, or other political subdivision
54 of the state.

55 (b) "Awarding body" means, for purposes of state contracts,
56 an agency or the department, and for purposes of local
57 contracts, the governing body of the local governmental entity.

58 (2) A state agency or local governmental entity may not

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59 purchase any product or service, or enter into or renew a
60 contract for the purchase of any product or service, made, sold,
61 or provided by Facebook, Inc.; Twitter, Inc.; Amazon.com, Inc.;
62 Apple, Inc.; or Alphabet, Inc.

63 (3) Any contract with a state agency or a local
64 governmental entity for products or services entered into or
65 renewed on or after July 1, 2021, must contain a provision that
66 authorizes the termination of such contract at the option of the
67 awarding body if the company is found to be providing the state
68 agency or local governmental entity with products or services
69 made, sold, or provided by Facebook, Inc.; Twitter, Inc.;
70 Amazon.com, Inc.; Apple, Inc.; or Alphabet, Inc.

71 Section 3. Except as otherwise provided in this act, this
72 act shall take effect July 1, 2021.