



419636

LEGISLATIVE ACTION

Senate	.	House
Comm: TP	.	
03/21/2013	.	
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The Committee on Governmental Oversight and Accountability  
(Montford) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 287.0577, Florida Statutes, is created  
to read:

287.0577 Small business participation in state contracting;  
bundled contracts.-

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

(a) "Bundled contract" means the consolidation of contracts  
for the procurement of commodities or contractual services, at  
least part of which may be provided or performed by one or more



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13 small businesses, into a single contract that is not appropriate  
14 for award to a small business as the prime contractor.

15 (b) "Small business" means a business entity organized for  
16 profit that is independently owned and operated, that is not  
17 dominant within the business entity's industry, and that:

18 1. Currently is, and for at least the previous 3 years has  
19 been, domiciled in the state.

20 2. Has a workforce of 25 or fewer employees, including  
21 independent contractors or other contractual personnel.

22 3. Has had, for at least the previous 3 years, average  
23 annual gross sales that do not exceed the following:

24 a. For a contractor licensed under chapter 489, \$3 million  
25 per year.

26 b. For a sole proprietorship performing contractual  
27 services within the scope of the proprietor's professional  
28 license or certification, \$500,000 per year.

29 c. For any other business entity, \$1 million per year.

30 4. Currently has, and for at least the previous 3 years has  
31 had, together with its affiliates, a net worth that does not  
32 exceed \$5 million. For a sole proprietorship, the net worth  
33 limit of \$5 million includes both personal and business  
34 investments but does not include the proprietor's primary  
35 residence.

36  
37 The term includes any such business entity organized as any form  
38 of corporation, partnership, limited liability company, sole  
39 proprietorship, joint venture, association, trust, cooperative,  
40 or other legal entity.

41 (2) An agency must accept as responsive a bid by a small



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42 business for a portion of a bundled contract.

43 Section 2. This act shall take effect July 1, 2013.

44

45 ===== T I T L E A M E N D M E N T =====

46 And the title is amended as follows:

47 Delete everything before the enacting clause

48 and insert:

49 A bill to be entitled

50 An act relating to small business participation in

51 state contracting; creating s. 287.0577, F.S.;

52 defining the terms "bundled contract" and "small

53 business"; requiring state agencies to accept as

54 responsive a bid by a small business for a portion of

55 a bundled contract; providing an effective date.