

1                                   A bill to be entitled  
 2           An act relating to local government construction  
 3           preferences; creating s. 255.0991, F.S.; defining  
 4           "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, a state college, county,  
 26                 municipality, school district, or other political subdivision of

27 the state may not use a local ordinance or regulation that  
28 provides a preference based upon:

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

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

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

35 (3) For any competitive solicitation subject to this  
36 section, a state college, county, municipality, school district,  
37 or other political subdivision of the state shall disclose in  
38 the solicitation document whether payment will be made from  
39 funds appropriated by the state and, if known, the amount of  
40 such funds or the percentage of such funds as compared to the  
41 anticipated total cost of the construction services.

42 (4) Except as provided in subsection (2), this section  
43 does 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.