A bill to be entitled
An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids or being awarded contracts; providing applicability; providing an effective date.

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

Section 1. Section 255.0992, Florida Statutes, is created to read:

255.0992 Public works projects; prohibited governmental actions.—

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

(a) "Political subdivision" means a separate agency or unit of local government created or established by law or ordinance and the officers thereof. The term includes, but is not limited to, a county; a city, town, or other municipality; or a department, commission, authority, school district, taxing district, water management district, board, public corporation,
institution of higher education, or other public agency or body
theirof authorized to expend public funds for construction,
maintenance, repair, or improvement of public works.

(b) "Public works project" means an activity that is paid
for in whole or in part with state funds and that consists of
the construction, maintenance, repair, renovation, remodeling,
or improvement of a building, road, street, sewer, storm drain,
water system, site development, irrigation system, reclamation
project, gas or electrical distribution system, gas or
electrical substation, or other facility, project, or portion
thereof that is owned in whole or in part by any political
subdivision.

(2)(a) Except as required by federal or state law, the
state or any political subdivision that contracts for a public
works project may not require that a contractor, subcontractor,
or material supplier or carrier engaged in such project:
1. Pay employees a predetermined amount of wages or
prescribe any wage rate;
2. Provide employees a specified type, amount, or rate of
employee benefits;
3. Control, limit, or expand staffing; or
4. Recruit, train, or hire employees from a designated,
restricted, or single source.

(b) The state or any political subdivision that contracts
for a public works project may not prohibit any contractor,
subcontractor, or material supplier or carrier able to perform
such work who is qualified, licensed, or certified as required
by state law to perform such work from submitting a bid on the
public works project or being awarded any contract, subcontract,
material order, or carrying order.

(3) This section does not apply to contracts executed
under chapter 337.

Section 2. This act shall take effect July 1, 2017.