

1 A bill to be entitled
 2 An act relating to public works projects; amending s.
 3 255.0992, F.S.; revising the definition of the term
 4 "public works project"; prohibiting the state or any
 5 political subdivision that contracts for a public
 6 works project from requiring specified acts by certain
 7 persons engaged in such project or prohibiting certain
 8 persons from receiving information about public works
 9 opportunities; 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. Paragraph (b) of subsection (1) and subsection
 14 (2) of section 255.0992, Florida Statutes, are amended to read:
 15 255.0992 Public works projects; prohibited governmental
 16 actions.—

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

18 (b) "Public works project" means an activity ~~of which 50~~
 19 ~~percent or more of the cost will be paid~~ for with ~~from~~ state-
 20 appropriated or locally-appropriated funds, or any combination
 21 thereof, that were appropriated at the time of the competitive
 22 ~~solicitation~~ and which consists of the construction,
 23 maintenance, repair, renovation, remodeling, or improvement of a
 24 building, road, street, sewer, storm drain, water system, site
 25 development, irrigation system, reclamation project, gas or

26 | electrical distribution system, gas or electrical substation, or
 27 | other facility, project, or portion thereof that is owned in
 28 | whole or in part by any political subdivision.

29 | (2) (a) Except as required by federal or state law, the
 30 | state or any political subdivision that contracts for a public
 31 | works project may not require that a contractor, subcontractor,
 32 | or material supplier or carrier engaged in such project:

33 | 1. Pay employees a predetermined amount of wages or
 34 | prescribe any wage rate;

35 | 2. Provide employees a specified type, amount, or rate of
 36 | employee benefits;

37 | 3. Control, limit, or expand staffing; ~~or~~

38 | 4. Recruit, ~~train,~~ or hire employees from a designated,
 39 | restricted, or single source; ~~or-~~

40 | 5. Train employees in designated programs with restricted
 41 | curriculum or from a single source.

42 | (b) The state or any political subdivision that contracts
 43 | for a public works project may not prohibit any contractor,
 44 | subcontractor, or material supplier or carrier able to perform
 45 | such work who is qualified, licensed, or certified as required
 46 | by state law to perform such work from receiving information
 47 | about public works opportunities or from submitting a bid on the
 48 | public works project. This paragraph does not apply to vendors
 49 | listed under ss. 287.133 and 287.134.

50 | Section 2. This act shall take effect July 1, 2021.