

HB 705

2024

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" to include activities paid for
5 with local funds; revising applicability of a
6 provision that prohibits the state or a political
7 subdivision that contracts for a public works project
8 from taking certain actions; providing an effective
9 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 paragraph
14 (a) of subsection (2) of section 255.0992, Florida Statutes, are
15 amended to read:

16 255.0992 Public works projects; prohibited governmental
17 actions.—

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

19 (b) "Public works project" means an activity that is paid
20 for with any local or state-appropriated funds and that consists
21 of the construction, maintenance, repair, renovation,
22 remodeling, or improvement of a building, road, street, sewer,
23 storm drain, water system, site development, irrigation system,
24 reclamation project, gas or electrical distribution system, gas
25 or electrical substation, or other facility, project, or portion

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26 thereof owned in whole or in part by any political subdivision.

27 (2) Except as required by federal or state law, the state
28 or any political subdivision that contracts for a public works
29 project may not take the following actions:

30 (a) Prevent a certified, licensed, or registered
31 contractor, subcontractor, or material supplier or carrier, from
32 participating in the bidding process based on the geographic
33 location of the company headquarters or offices of the
34 contractor, subcontractor, or material supplier or carrier
35 submitting a bid on a public works project or the residences of
36 employees of such contractor, subcontractor, or material
37 supplier or carrier. This paragraph does not apply to a
38 political subdivision that contracts for a public works project
39 for which the political subdivision is the sole source of
40 funding.

41 Section 2. This act shall take effect July 1, 2024.