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COMMITTEE/SUBCOMMITTEE ACTION (Y/N) ADOPTED (Y/N) ADOPTED AS AMENDED ADOPTED W/O OBJECTION (Y/N) FAILED TO ADOPT (Y/N) (Y/N) WITHDRAWN OTHER Committee/Subcommittee hearing bill: Government Operations Subcommittee Representative Cassel offered the following: Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 215.4725, Florida Statutes, is amended to read:

215.4725 Prohibited investments by the State Board of 9 10 Administration; companies that boycott Israel.-

11 (1) DEFINITIONS.-As used in this section, the term:

12 "Agency" means any of the various state officers, (a)

departments, boards, commissions, divisions, bureaus, and councils and any other unit of organization, however designated, 14 of the executive branch of state government. 15

"Boycott Israel" or "boycott of Israel" means refusing 16 (b) 466079 - h1519-strike.docx

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17 to deal, terminating business activities, or taking other actions to limit commercial relations with Israel, or persons or 18 19 entities doing business in Israel or in Israeli-controlled territories, in a discriminatory manner. A statement by a 20 21 company, an educational institution, a nonprofit organization, an agency, a local governmental entity or unit thereof, or a 22 23 foreign government that it is participating in a boycott of 24 Israel, or that it has initiated a boycott in response to a 25 request for a boycott of Israel or in compliance with, or in 26 furtherance of, calls for a boycott of Israel, may be considered by the State Board of Administration to be evidence that a 27 28 company or other entity is participating in a boycott of Israel. 29 The term includes taking adverse action, including changes to 30 published commercial financial ratings, risk ratings, and 31 controversy ratings based on nonpecuniary factors, to inflict 32 economic harm on Israel or persons or entities doing business in 33 Israel or in Israeli-controlled territories. The term includes 34 trade practices that are prohibited by federal regulations 35 issued in compliance with 50 U.S.C. s. 4842 and does not include 36 trade practices that are preempted by federal law. The term also 37 includes an academic boycott of Israel in which an educational institution enacts or implements restrictive policies, or 38 39 otherwise participates in activities having the object or effect 40 of restricting ongoing or potential academic relationships, on the basis of ties to the State of Israel or its academic, 41 466079 - h1519-strike.docx Published On: 3/24/2025 1:26:42 PM

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42 educational, or research institutions, or by holding researchers, students, prospective students, guest lecturers, 43 44 and artists-in-residence or institutions collectively liable for 45 any alleged objectionable conduct by the State of Israel. An educational institution is deemed to have engaged in an academic 46 47 boycott of Israel if any of its departments, centers, or other organs engages in a boycott, or, in the case of a foreign 48 educational institution, if any faculty union recognized by that 49 50 institution engages in a boycott.

(c) (b) "Company" means a sole proprietorship, 51 52 organization, association, corporation, partnership, joint 53 venture, limited partnership, limited liability partnership, 54 limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-55 owned subsidiaries, and parent companies, or affiliates, having 56 more than 10 full-time employees. The term does not include a 57 58 natural person or a sole proprietorship that exists for the 59 purpose of making profit.

60 <u>(d) (c)</u> "Direct holdings" in a company means all securities 61 of that company that are held directly by the public fund or in 62 an account or fund in which the public fund owns all shares or 63 interests.

64 <u>(e) (d)</u> "Indirect holdings" in a company means all 65 securities of that company that are held in a commingled fund or 66 other collective investment, such as a mutual <u>or index</u> fund, in 466079 - h1519-strike.docx

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67 which the public fund owns shares or interests, together with 68 other investors not subject to this section or which are held in 69 an index fund.

70 (f) "Local governmental entity" means a county, 71 municipality, special district, or other political subdivision.

(g) "Other entity" means an educational institution, a nonprofit organization, an agency, a local governmental entity or unit thereof, or a foreign government, including any of its public investment funds, public pension funds, sovereign wealth funds, or other government-sponsored investment funds.

(h) (c) "Public fund" means all funds, assets, trustees
 trustee, and other designates under the State Board of
 Administration pursuant to part I of chapter 121.

80 <u>(i) (f)</u> "Scrutinized companies <u>or other entities</u>" means 81 companies <u>or other entities</u> that boycott Israel or engage in a 82 boycott of Israel.

83

(2) IDENTIFICATION OF COMPANIES OR OTHER ENTITIES.-

(a) The public fund shall make its best efforts to
identify all scrutinized companies <u>or other entities</u> in which
the public fund has direct or indirect holdings or could
possibly have such holdings in the future. Such efforts include:

1. To the extent that the public fund finds it appropriate, reviewing and relying on publicly available information regarding companies <u>or other entities</u> that boycott Israel, including information provided by nonprofit

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92 organizations, research firms, international organizations, and 93 government entities;

94 2. Contacting asset managers contracted by the public fund 95 for information regarding companies <u>or other entities</u> that 96 boycott Israel; or

97 3. Contacting other institutional investors that prohibit
98 such investments or that have engaged with companies or other
99 <u>entities</u> that boycott Israel.

(b) By the first meeting of the public fund following the identification of scrutinized companies in accordance with paragraph (a), the public fund shall compile and make available the "Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List."

(c) The public fund shall update and make publicly available quarterly the Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List based on evolving information from, among other sources, those listed in paragraph (a).

(3) REQUIRED ACTIONS.—The public fund shall adhere to the following procedures for assembling companies <u>or other entities</u> on the Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List.

113

(a) Engagement.-

114 1. The public fund shall immediately determine the 115 companies <u>or other entities</u> on the Scrutinized Companies <u>or</u> 116 <u>Other Entities</u> that Boycott Israel List in which the public fund 466079 - h1519-strike.docx

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117 owns direct or indirect holdings or with which the state
118 currently contracts or has a grant agreement, as detailed under
119 ss. 287.135 and 265.286, respectively.

For each company or other entity newly identified under 120 2. 121 this paragraph, the public fund shall send a written notice 122 informing the company or other entity of its scrutinized company status and that it may become subject to investment prohibition 123 or divestment by the public fund or may become barred from 124 125 future contracts or grants awarded by the state. The notice must 126 inform the company or other entity of the opportunity to clarify 127 its activities regarding the boycott of Israel and encourage the 128 company or other entity to cease the boycott of Israel within 90 129 days in order to avoid qualifying for investment prohibition or 130 divestment.

131 3. If, within 90 days after the public fund's first 132 engagement with a company or other entity pursuant to this 133 paragraph, the company or other entity ceases a boycott of Israel, the company or other entity shall be removed from the 134 135 Scrutinized Companies or Other Entities that Boycott Israel List, and the provisions of this section ceases shall cease to 136 137 apply to that company or other entity unless that company or 138 other entity resumes a boycott of Israel.

139 (b) Divestment.-

140 1. If, after 90 days following the public fund's first 141 engagement with a company <u>or other entity</u> pursuant to paragraph 466079 - h1519-strike.docx

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(a), the company <u>or other entity</u> continues to boycott Israel, the public fund must sell, redeem, divest, or withdraw all publicly traded securities of the company <u>or other entity</u> from the public fund within 12 months after the company's <u>or other</u> <u>entity's</u> most recent appearance on the Scrutinized Companies <u>or</u> Other Entities that Boycott Israel List.

2. If a company <u>or other entity</u> that ceased a boycott of Israel following engagement pursuant to paragraph (a) resumes such activities, this paragraph immediately applies, and the public fund must send a written notice to the company <u>or other</u> <u>entity</u>. The company <u>or other entity</u> must also be immediately reintroduced onto the Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List, as applicable.

155 (c) Prohibition.-The public fund is prohibited from 156 acquiring securities of companies or other entities on the 157 Scrutinized Companies or Other Entities that Boycott Israel 158 List, except as provided in paragraph (d) and subsection (6). 159 The public fund and the endowments and retirement funds of the 160 State University System may not acquire or hold the debt of a 161 foreign government that is on the Scrutinized Companies or Other 162 Entities that Boycott Israel List, or of a foreign government 163 with a sovereign wealth fund that is on the Scrutinized 164 Companies or Other Entities that Boycott Israel List where the 165 foreign government has authority to actively control or manage 166 the fund.

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167 (d) Excluded securities.—Notwithstanding this section,
168 paragraphs (b) and (c) do not apply to:

169 1. Indirect holdings. However, the public fund shall 170 submit letters to the managers of such investment funds 171 containing companies that boycott Israel requesting that they 172 consider removing such companies from the fund or create a similar fund having indirect holdings devoid of such companies. 173 174 If the manager creates a similar fund, the public fund shall 175 replace all applicable investments with investments in the similar fund in an expedited timeframe consistent with prudent 176 177 investing standards. For the purposes of this section, an 178 alternative investment, as the term is defined in s. 215.4401, 179 and securities that are not publicly traded are deemed to be 180 indirect holdings.

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182

2. Exchange-traded funds.

(4) REPORTING.-

(a) The public fund shall file a report with each member
of the Board of Trustees of the State Board of Administration,
the President of the Senate, and the Speaker of the House of
Representatives which includes the Scrutinized Companies <u>or</u>
<u>Other Entities</u> that Boycott Israel List within 30 days after the
list is created. This report shall be made available to the
public.

(b) At each quarterly meeting of the Board of Trustees thereafter, the public fund shall file a report, which shall be 466079 - h1519-strike.docx

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192 made available to the public and to each member of the Board of 193 Trustees of the State Board of Administration, the President of 194 the Senate, and the Speaker of the House of Representatives, 195 which includes:

1961. A summary of correspondence with companies or other197entities engaged by the public fund under subsection (3);

198 2. All investments sold, redeemed, divested, or withdrawn199 in compliance with paragraph (3)(b);

200 201 3. All prohibited investments under paragraph (3)(c);

4. Any progress made under paragraph (3)(d); and

202 5. A list of all publicly traded securities held directly203 by the public fund.

(5) INVESTMENT POLICY STATEMENT OBLIGATIONS.—The public
fund's actions taken in compliance with this section, including
all good faith determinations regarding companies <u>or other</u>
<u>entities</u> as required by this act, shall be adopted and
incorporated into the public fund's investment policy statement
as provided in s. 215.475.

210 INVESTMENT AND REINVESTMENT IN CERTAIN SCRUTINIZED (6) 211 COMPANIES OR OTHER ENTITIES.-Notwithstanding any other provision 212 of this section, the public fund may invest in, cease divestment 213 from, or reinvest in certain scrutinized companies or other entities if clear and convincing evidence shows that the value 214 of all assets under management by the public fund becomes equal 215 to or less than 99.50 percent, or 50 basis points, of the 216 466079 - h1519-strike.docx

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217 hypothetical value of all assets under management by the public 218 fund, assuming no investment prohibition or divestment for any 219 company or other entity had occurred under subsection (3). Cessation of the investment prohibition or the divestment, or 220 221 reinvestment or any new investment, in a scrutinized company or 222 other entity is limited to the minimum steps necessary to avoid 223 the contingency described in this subsection. For any cessation of the investment prohibition or divestment, or reinvestment or 224 225 new investment authorized by this subsection, the public fund shall provide a written report to each member of the Board of 226 227 Trustees of the State Board of Administration, the President of 228 the Senate, and the Speaker of the House of Representatives in 229 advance of the cessation of investment prohibition or the 230 divestment, or reinvestment or new investment, updated 231 semiannually thereafter as applicable, setting forth the reasons 232 and justification, supported by clear and convincing evidence, 233 for its decisions to cease the investment prohibition or divestment, or to reinvest in scrutinized companies or other 234 235 entities.

<u>(7) STATE UNIVERSITY SYSTEM COMPLIANCE.-The endowment and</u>
 <u>retirement funds of the universities of the State University</u>
 <u>System are required to comply with the divestment requirement</u>
 <u>and prohibition of acquiring securities of companies or other</u>
 <u>entities on the Scrutinized Companies or Other Entities that</u>
 <u>Boycott Israel List. The endowment and retirement funds of the</u>
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242 universities of the State University System are provided the 243 same exemption as provided in paragraph (3)(d). 244 Section 2. Paragraph (c) of subsection (6) of section 245 265.286, Florida Statutes, is amended, and paragraphs (d) and 246 (e) are added to that subsection, to read: 247 265.286 Art and cultural grants.-248 (6) The division shall adopt rules establishing: 249 The panel review process, including, but not limited (C) 250 to, criteria for reviewing grant applications to ensure 251 compliance with applicable federal and state law, including 252 those related to discrimination and conflicts of interest. For 253 the purposes of satisfying the nondiscrimination requirements of 254 this section, each applicant must sign a certification form 255 attesting to the fact that they are complying with all relevant 256 antidiscrimination laws, including the anti-boycott rules of 257 this state pursuant to ss. 215.4725 and 287.135, and will not 258 engage in antisemitic discrimination as defined by s. 1.015, 259 including refusals to deal based on an individual's or entity's 260 real or perceived connection to the State of Israel, or engage 261 in antisemitic speech as defined in s. 1.015, in conjunction 262 with the program or project for which their grant is awarded. The division may not award any new grant that will, in whole or 263 in part, inure to the personal benefit of any council or review 264 panel member during the member's term of office if the council 265 or panel member participated in the vote of the council or panel 266 466079 - h1519-strike.docx

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267 recommending the award. This paragraph does not prohibit the 268 division from awarding a grant to an entity with which a council 269 or panel member is associated.

270 (d) A grant applicant found to be engaging in any boycott action, antisemitic discrimination, or antisemitic speech in 271 conjunction with the program or project for which the grant is 272 273 awarded shall be disqualified from grant eligibility until 10 274 years after any such action has ceased. A grant recipient found 275 to have engaged in a boycott of Israel or antisemitic 276 discrimination during the duration of the project or program for 277 which its grant was awarded shall be subject to a penalty 278 payable to the State Treasury of three times the amount of the 279 grant received for which the false certification was submitted. 280 (e) If the Attorney General fails to pursue a cause of 281 action within 90 days after a violation of paragraph (c), 282 individuals have the right to file a written complaint to the 283 Attorney General, who in turn will be required to provide a written response within 30 days after receipt of the complaint. 284 285 Section 3. Section 287.135, Florida Statutes, is amended to read: 286 287 287.135 Prohibition against contracting with scrutinized 288 companies or entities.-In addition to the terms defined in ss. 287.012 and 289 (1)215.473, as used in this section, the term: 290 291 "Awarding body" means, for purposes of state (a) 466079 - h1519-strike.docx

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292 contracts, an agency or the department, and for purposes of 293 local contracts, the governing body of the local governmental 294 entity.

(b) "Boycott of Israel" has the same meaning as defined ins. 215.4725.

(c) "Business operations" means, for purposes specifically
related to Cuba or Syria, engaging in commerce in any form in
Cuba or Syria, including, but not limited to, acquiring,
developing, maintaining, owning, selling, possessing, leasing,
or operating equipment, facilities, personnel, products,
services, personal property, real property, military equipment,
or any other apparatus of business or commerce.

(d) "Local governmental entity" means a county, municipality, special district, or other political subdivision of the state.

307 (2) A company <u>or other entity</u> is ineligible to, and may 308 not, bid on, submit a proposal for, or enter into or renew a 309 contract with an agency or local governmental entity for goods 310 or services of:

(a) <u>One hundred thousand dollars or more Any amount</u> if, at the time of bidding on, submitting a proposal for, or entering into or renewing such contract, the company <u>or other entity</u> is on the Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List, created pursuant to s. 215.4725, or is engaged in a boycott of Israel; or

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(b) One million dollars or more if, at the time of bidding on, submitting a proposal for, or entering into or renewing such contract, the company or other entity:

Is on the Scrutinized Companies with Activities in
 Sudan List or the Scrutinized Companies with Activities in Iran
 Terrorism Sectors List, created pursuant to s. 215.473; or

323

2. Is engaged in business operations in Cuba or Syria.

(3) (a) Any contract with an agency or local governmental entity for goods or services of \$1 million or more entered into or renewed on or after:

327 1. July 1, 2011, through June 30, 2012, must contain a 328 provision that allows for the termination of such contract at 329 the option of the awarding body if the company is found to have 330 submitted a false certification as provided under subsection (5) 331 or been placed on the Scrutinized Companies with Activities in 332 Sudan List or the Scrutinized Companies with Activities in the 333 Iran Petroleum Energy Sector List.

July 1, 2012, through September 30, 2016, must contain 334 2. 335 a provision that allows for the termination of such contract at 336 the option of the awarding body if the company is found to have 337 submitted a false certification as provided under subsection 338 (5), been placed on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the 339 340 Iran Petroleum Energy Sector List, or been engaged in business operations in Cuba or Syria. 341

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342 3. October 1, 2016, through June 30, 2018, must contain a 343 provision that allows for the termination of such contract at 344 the option of the awarding body if the company:

345 a. Is found to have submitted a false certification as346 provided under subsection (5);

347 b. Has been placed on the Scrutinized Companies that348 Boycott Israel List, or is engaged in a boycott of Israel;

349 c. Has been placed on the Scrutinized Companies with
350 Activities in Sudan List or the Scrutinized Companies with
351 Activities in the Iran Petroleum Energy Sector List; or

352 d. Has been engaged in business operations in Cuba or353 Syria.

4. July 1, 2018, must contain a provision that allows for the termination of such contract at the option of the awarding body if the company is found to have submitted a false certification as provided under subsection (5), been placed on the Scrutinized Companies with Activities in Sudan List, or been engaged in business operations in Cuba or Syria.

5. July 1, 2018, must contain a provision that allows for the termination of such contract at the option of the awarding body if the company is found to have submitted a false certification as provided under subsection (5) or has been placed on a list created pursuant to s. 215.473, relating to scrutinized active business operations in Iran.

366 (b) Any contract with an agency or local governmental 466079 - h1519-strike.docx

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367 entity for goods or services of any amount entered into or 368 renewed on or after:

369 <u>1.</u> July 1, 2018, must contain a provision that allows for 370 the termination of such contract at the option of the awarding 371 body if the company is found to have been placed on the 372 Scrutinized Companies that Boycott Israel List or is engaged in 373 a boycott of Israel.

374 <u>2. July 1, 2025, must contain a provision that allows for</u>
375 <u>the termination of such contract at the option of the awarding</u>
376 <u>body if the company or other entity is found to have been placed</u>
377 <u>on the Scrutinized Companies or Other Entities that Boycott</u>
378 <u>Israel List or is engaged in a boycott of Israel.</u>

379 (4) Notwithstanding subsection (2) or subsection (3), an 380 agency or local governmental entity, on a case-by-case basis, 381 may allow a company on the Scrutinized Companies with Activities 382 in Sudan List, the Scrutinized Companies with Activities in the 383 Iran Petroleum Energy Sector List, or the Scrutinized Companies with Activities in Iran Terrorism Sectors List, or a company 384 385 engaged in business operations in Cuba or Syria, to be eligible 386 for, bid on, submit a proposal for, or enter into or renew a 387 contract for goods or services of \$1 million or more, or may 388 allow a company or other entity on the Scrutinized Companies or Other Entities that Boycott Israel List to be eligible for, bid 389 390 on, submit a proposal for, or enter into or renew a contract for 391 goods or services of any amount, under the conditions set forth 466079 - h1519-strike.docx

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in paragraph (a) or the conditions set forth in paragraph (b): 392 393 (a)1. With respect to a company on the Scrutinized 394 Companies with Activities in Sudan List, all of the following 395 occur: 396 a. The scrutinized business operations were made before 397 July 1, 2011. The scrutinized business operations have not been 398 b. expanded or renewed after July 1, 2011. 399 400 The agency or local governmental entity determines that с. 401 it is in the best interest of the state or local community to 402 contract with the company. The company has adopted, has publicized, and is 403 d. 404 implementing a formal plan to cease scrutinized business operations and to refrain from engaging in any new scrutinized 405 406 business operations. 407 2. With respect to a company engaged in business 408 operations in Cuba or Syria, all of the following occur: 409 The business operations were made before July 1, 2012. a. 410 The business operations have not been expanded or b. 411 renewed after July 1, 2012. 412 The agency or local governmental entity determines that с. 413 it is in the best interest of the state or local community to contract with the company. 414 The company has adopted, has publicized, and is 415 d. implementing a formal plan to cease business operations and to 416 466079 - h1519-strike.docx Published On: 3/24/2025 1:26:42 PM

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refrain from engaging in any new business operations. 417 With respect to a company or other entity on the 418 3. 419 Scrutinized Companies or Other Entities that Boycott Israel 420 List, all of the following occur: 421 a. The boycott of Israel was initiated before October 1, 422 2016. The company or other entity certifies in writing that 423 b. it has ceased its boycott of Israel. 424 425 c. The agency or local governmental entity determines that 426 it is in the best interest of the state or local community to 427 contract with the company or other entity. 428 The company or other entity has adopted, has d. 429 publicized, and is implementing a formal plan to cease 430 scrutinized business operations and to refrain from engaging in 431 any new scrutinized business operations. 432 With respect to a company on the Scrutinized Companies 4. 433 with Activities in the Iran Petroleum Energy Sector List as of November 6, 2023, all of the following occur: 434 435 a. The scrutinized business operations were made before 436 July 1, 2011. 437 The scrutinized business operations have not been b. 438 expanded or renewed after July 1, 2011. c. The agency or local governmental entity determines that 439 it is in the best interest of the state or local community to 440 contract with the company. 441 466079 - h1519-strike.docx Published On: 3/24/2025 1:26:42 PM

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d. The company has adopted, has publicized, and is
implementing a formal plan to cease scrutinized business
operations and to refrain from engaging in any new scrutinized
business operations.

5. With respect to a company on the Scrutinized Companies with Activities in Iran Terrorism Sectors List other than those companies included on the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List as of November 6, 2023, all of the following occur:

451 a. The scrutinized business operations were made before 452 January 10, 2024.

453 b. The scrutinized business operations have not been 454 expanded or renewed on or after January 10, 2024.

455 c. The agency or local governmental entity determines that 456 it is in the best interest of the state or local community to 457 contract with the company.

d. The company has adopted, has publicized, and is
implementing a formal plan to cease those scrutinized business
operations and to refrain from engaging in any new scrutinized
business operations.

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(b) One of the following occurs:

1. The local governmental entity makes a public finding that, absent such an exemption, the local governmental entity would be unable to obtain the goods or services for which the contract is offered.

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467 2. For a contract with an executive agency, the Governor 468 makes a public finding that, absent such an exemption, the 469 agency would be unable to obtain the goods or services for which 470 the contract is offered.

471 3. For a contract with an office of a state constitutional 472 officer other than the Governor, the state constitutional 473 officer makes a public finding that, absent such an exemption, 474 the office would be unable to obtain the goods or services for 475 which the contract is offered.

476 (5) At the time a company submits a bid or proposal for a 477 contract or before the company enters into or renews a contract 478 with an agency or local governmental entity for goods or 479 services of \$1 million or more, the company must certify that 480 the company is not on the Scrutinized Companies with Activities 481 in Sudan List or the Scrutinized Companies with Activities in 482 Iran Terrorism Sectors List and that it does not have business 483 operations in Cuba or Syria. At the time a company or other 484 entity submits a bid or proposal for a contract or before the 485 company or other entity enters into or renews a contract with an 486 agency or local governmental entity for goods or services of any 487 amount, the company or other entity must certify that the 488 company or other entity is not participating in a boycott of Israel. 489

(a) If, after the agency or the local governmental entity
 determines, using credible information available to the public,
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492 that the company or other entity has submitted a false 493 certification, the agency or local governmental entity shall 494 provide the company or other entity with written notice of its 495 determination. The company or other entity shall have 90 days 496 following receipt of the notice to respond in writing and to 497 demonstrate that the determination of false certification was made in error. If the company or other entity does not make such 498 demonstration within 90 days after receipt of the notice, the 499 500 agency or the local governmental entity shall bring a civil action against the company or other entity. If a civil action is 501 502 brought and the court determines that the company or other 503 entity submitted a false certification, the company or other 504 entity shall pay the penalty described in subparagraph 1. and 505 all reasonable attorney fees and costs, including any costs for 506 investigations that led to the finding of false certification.

507 1. A civil penalty equal to the greater of \$2 million or
508 twice the amount of the contract for which the false
509 certification was submitted shall be imposed.

510 2. The company <u>or other entity</u> is ineligible to bid on any 511 contract with an agency or local governmental entity for 3 years 512 after the date the agency or local governmental entity 513 determined that the company <u>or other entity</u> submitted a false 514 certification.

515 (b) A civil action to collect the penalties described in 516 paragraph (a) must commence within 3 years after the date the 466079 - h1519-strike.docx

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517 false certification is submitted.

Only the agency or local governmental entity that is a 518 (6) 519 party to the contract may cause a civil action to be brought 520 under this section. This section does not create or authorize a 521 private right of action or enforcement of the penalties provided 522 in this section. An unsuccessful bidder, or any other person 523 other than the agency or local governmental entity, may not protest the award of a contract or contract renewal on the basis 524 525 of a false certification.

526 (7) This section preempts any ordinance or rule of any 527 agency or local governmental entity involving public contracts 528 for goods or services of:

529 (a) One million dollars or more with a company <u>or other</u>
 530 <u>entity</u> engaged in scrutinized business operations.

(b) <u>One hundred thousand dollars or more Any amount with a</u> company <u>or other entity</u> that has been placed on the Scrutinized Companies <u>or Other Entities</u> that Boycott Israel List or is engaged in a boycott of Israel.

(8) The contracting prohibitions in this section applicable to companies on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in Iran Terrorism Sectors List or to companies engaged in business operations in Cuba or Syria become inoperative on the date that federal law ceases to authorize the states to adopt and enforce such contracting prohibitions.

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Bill No. HB 1519 (2025)

Amendment No.

542	Section 4. This act shall take effect July 1, 2025.
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544	
545	TITLE AMENDMENT
546	Remove everything before the enacting clause and insert:
547	An act relating to entities that boycott Israel;
548	amending s. 215.4725, F.S.; defining terms; revising
549	definitions; requiring the public fund to make its
550	best efforts to identify certain institutions,
551	organizations, agencies, governments, and other
552	entities in which the public fund has direct or
553	indirect holdings; requiring the public fund to
554	compile and make available the Scrutinized Companies
555	or Other Entities that Boycott Israel List; requiring
556	the public fund to quarterly update and make publicly
557	available such list; revising the procedures the
558	public fund must follow for assembling companies or
559	other entities on such list; requiring the public fund
560	to file a certain report with each member of the Board
561	of Trustees of the State Board of Administration and
562	with the Legislature which includes such list;
563	requiring the public fund to file a certain report
564	with a summary of correspondence between other
565	entities and the public fund; requiring that specified
566	actions be adopted and incorporated into a certain
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Bill No. HB 1519 (2025)

Amendment No.

567 statement; amending s. 265.286, F.S.; requiring 568 applicants to sign a certification form attesting that 569 they comply with specified antidiscrimination laws and 570 will not engage in antisemitic discrimination or 571 antisemitic speech in conjunction with the program or 572 project for which their grant is awarded; 573 disqualifying for a specified timeframe grant 574 applicants that engage in boycotts, antisemitic 575 discrimination, or antisemitic speech; requiring 576 recipients found to have engaged in boycotts or 577 antisemitic discrimination in violation of their 578 certification to pay a specified penalty; authorizing 579 individuals to file a written complaint to the 580 Attorney General for not pursuing a cause of action 581 within a specified timeframe; requiring the Attorney 582 General to provide a written response within a 583 specified timeframe; amending s. 287.135, F.S.; 584 revising the definition of the term "awarding body"; 585 revising the contract values that prohibit a company 586 or other entity from being eligible to bid on, submit 587 a proposal for, or enter into or renew a contract with 588 an agency or local governmental entity; requiring agencies and local governmental entities that enter 589 590 into or renew a contract to include a specific termination provision; authorizing agencies and local 591 466079 - h1519-strike.docx

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Bill No. HB 1519 (2025)

Amendment No.

592 governmental entities to bid on, submit a proposal 593 for, or enter into or renew a contract for goods and 594 services with other entities that boycott Israel under 595 specified circumstances; requiring other entities to 596 submit a certain certification at the same time as they submit a bid or proposal or enter into or renew a 597 598 contract with an agency or local governmental entity; 599 authorizing civil actions against companies and other 600 entities under specified conditions; providing an 601 effective date.

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