



686006

LEGISLATIVE ACTION

Senate

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House

Senator Grall moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 255.0994, Florida Statutes, is created
to read:

255.0994 Public works projects; unenforceability of certain
contract provisions regarding delays.-

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

(a) "Governmental entity" has the same meaning as in s.
255.0993(1).



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12 (b) "Public works project" has the same meaning as in s.
13 255.0992(1).

14 (2) Except as otherwise required by federal or state law, a
15 governmental entity that contracts for a public works project
16 may not take any of the following actions:

17 (a) Enforce any contract provision that eliminates or
18 limits the contractor's right to receive compensation for
19 damages and increased costs, equitable adjustments, or time
20 extensions due to a delay in performance of the contract if the
21 delay was caused by the acts or omissions of the governmental
22 entity or any agent, employee, or person acting on behalf of the
23 governmental entity.

24 (b) Enforce any contract provision that eliminates or
25 limits the contractor's right to receive time extensions for any
26 day during which a delay caused by the acts or omissions of the
27 governmental entity or any agent, employee, or person acting on
28 behalf of the governmental entity overlaps with a delay caused
29 by the acts or omissions of the contractor or his or her
30 subcontractors, agents, or employees.

31 (3) This section may not be construed to render
32 unenforceable a provision of a contract for a public works
33 project which:

34 (a) Requires the party claiming a delay to give notice of
35 the acts or omissions giving rise to the delay;

36 (b) Allows a governmental entity to recover damages for a
37 delay if the delay was caused by the acts or omissions of the
38 contractor or his or her subcontractors, agents, or employees;
39 or

40 (c) Provides for arbitration or any other procedure



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41 designed to settle contract disputes.

42 (4) If a contract for a public works project contains a
43 provision that is unenforceable under this section, the
44 provision must be severed from the contract, and the remaining
45 provisions must remain in full force and effect.

46 (5) This section applies to any contract for a public works
47 project entered into on or after July 1, 2026.

48 Section 2. This act shall take effect July 1, 2026.

49

50 ===== T I T L E A M E N D M E N T =====

51 And the title is amended as follows:

52 Delete everything before the enacting clause
53 and insert:

54 A bill to be entitled

55 An act relating to commercial construction; creating
56 s. 255.0994, F.S.; defining the terms "governmental
57 entity" and "public works project"; prohibiting a
58 governmental entity from enforcing certain contract
59 provisions for a public works project; providing
60 construction; providing for severability; providing
61 applicability; providing an effective date.