

M E M O R A N D U M

TO: Governing Board Members

FROM: Candida Heater, Administrative Services, Procurement Bureau

DATE: April 9, 2026

SUBJECT: Publish a Notice of Proposed Rule in the Florida Administrative Register and Adopt Amendments to Rule 40E-7.215, F.A.C.

Agenda Item Background:

During the 2025 legislative session, the Florida Legislature passed Senate Bill 108 (SB 108), which created section 120.5435, Florida Statutes (F.S.), and amended section 120.74, F.S.

As part of the new requirements under SB 108, the District, in coordination with the Joint Administrative Procedures Committee, must review all of its existing rules by July 1, 2030. The District must include in its annual regulatory plan a schedule of the rules it will review each year during the review period.

To comply with these requirements, the District's 2025-2026 Regulatory Plan contains the yearly review schedule for 2025-2026, which includes, but is not limited to, Rule 40E-7.215, F.A.C. (Definitions).

At its March 5, 2026 meeting, the Governing Board approved publication of the Notice of Proposed Rule for amendments to Rule 40E-7.215. During final preparation of the rule package for publication, staff identified several clarifying revisions in the form accompanying the rule that will ensure consistency with the District's intended implementation.

Additional Item Background:

Core Mission and Strategic Priorities:

The proposed amendment improves the District's procurement and contracting process by clarifying, making accessible, and enforcing contractor eligibility standards. Maintaining accurate, properly incorporated suspension documentation is important for protecting the integrity of District contracts and safeguarding public resources.

Funding Source:

The rulemaking activities will be completed using in-house staff resources. Minimal funding and staff time will be required.

Staff Contact and/or Presenter:

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ATTACHMENTS:

[Resolution No. 2026-0408](#)

Form No 1112 Statement of No Suspension