



PORT OF MIAMI TUNNEL PROJECT

Proposals—Public Records Requirements

Section 119.071 (General exemptions from inspection or copying of public records) provides that proposals sealed bids or proposals received are exempt from the public records requirements found in Section 119.07(1) and the State Constitution until the earlier of the notice of decision or 10 days after opening the proposals. The Florida Department of Transportation's interpretation of its public records obligations on design-build projects is that this 10-day period begins to run on the day the price proposals are opened. For the Port of Miami Tunnel and Access Improvement Project, the price proposals will be opened shortly before the public meeting to announce the scoring recommendations.

The operative language from Section 119.071(b)1.a is:

“Sealed bids or proposals received by an agency pursuant to invitations to bid or requests for proposals are exempt from s. [119.07](#)(1) and s. 24(a), Art. I of the State Constitution until such time as the agency provides notice of a decision or intended decision pursuant to s. [120.57](#)(3)(a) or within 10 days after bid or proposal opening, whichever is earlier.”