

2022 Regular Session

HOUSE BILL NO. 97

BY REPRESENTATIVE MAGEE

LEVEES: Extends the termination date applicable to levee restoration or rehabilitation work not publicly bid

1 AN ACT

2 To amend and reenact R.S. 38:2212(C)(3), relative to the termination date applicable to
3 provisions governing certain work not publicly bid; to extend the termination date
4 for the restoration or rehabilitation of a levee not maintained with federal funds and
5 not publicly bid; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 38:2212(C)(3) is hereby amended and reenacted to read as follows:

8 §2212. Advertisement and letting to lowest responsible and responsive bidder;
9 public work; electronic bidding; participation in mentor-protégé program;
10 exemptions; subpoena

11 * * *

12 C.

13 * * *

14 (3)(a) The annual limit by a public entity for any work to restore or
15 rehabilitate a levee that is not maintained with federal funds, including mitigation on
16 public lands owned by the state or a political subdivision, shall not exceed the sum
17 of one million dollars, including labor, materials, and equipment, which is not
18 publicly bid, as per the rates in the latest edition of the Associated Equipment
19 Distributors Rental Rate Book, and administrative overhead not to exceed fifteen
20 percent; provided that the work is undertaken by the public entity with its own

1 resources and employees, or with the resources and employees of another public
2 entity through a cooperative endeavor or other agreement with such entity.

3 (b) The provisions of this Paragraph shall remain effective until December
4 31, ~~2022~~ 2028.

5 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 97 Reengrossed

2022 Regular Session

Magee

Abstract: Extends the termination date for provisions governing the restoration or rehabilitation of a levee not maintained with federal funds and not publicly bid.

Present law (R.S. 38:2212(C)(3)(a)) grants a public entity the ability to restore or rehabilitate a levee not maintained with federal funds.

Proposed law maintains present law.

Present law specifies that the provisions contained in R.S. 38:2212(C)(3)(a) are effective until Dec. 31, 2022.

Proposed law extends the termination date from Dec. 31, 2022 to Dec. 31, 2028.

(Amends R.S. 38:2212(C)(3))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Modify proposed law to extend the termination date for provisions governing the restoration or rehabilitation of a levee not maintained with federal funds and not publicly bid to Dec. 31, 2028, instead of removing the termination date.