

SENATE BILL NO. 163

BY SENATOR MIZELL AND REPRESENTATIVE WHITE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 15:1157(A), relative to the purchase of goods by state prisons; to authorize the purchase of goods and services in the parish in which a state prison is located if the purchase price is lower than central purchasing or prison enterprises; to provide relative to compliance with the purpose of the Hudson Initiative and Veteran Initiative; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:1157(A) is hereby amended and reenacted to read as follows:

§1157. Sales of goods and services; contractual powers

A.(1) ~~State~~ **Except as provided in Subparagraph (2) of this Paragraph,** **state** agencies shall purchase, if available, goods and services from prison enterprises, or products manufactured in a certified Private Sector/Prison Industry Enhancement Program, if the prices are less than those of central purchasing.

(2) **State agencies which operate a state prison may purchase, if available, goods and services from vendors located in the parish in which the prison facility is located, if the prices are less than those of central purchasing or prison enterprises, and the vendor meets the requirements of the Hudson Initiative, as provided in R.S. 39:2001 et seq., or the Veteran Initiative, as provided in R.S. 39:2171 et seq.**

~~(3)~~ Goods and services may be sold to the governing authorities of parishes, municipalities, other political subdivisions, and public employees.

~~(3)~~~~(4)~~ Services shall be provided at a cost that is not less than the cost to the department for providing the services. Manufactured products shall be provided at a cost that is not less than the cost of the raw materials used to manufacture the product. If the manufactured product is deemed to be spoiled, overstocked, obsolete

1 or otherwise not salable at a cost equal to or greater than the raw material cost of the
 2 manufactured product and can be documented as such, the director may authorize a
 3 sale at less than the raw material cost. Sales of manufactured products to public
 4 employees shall be priced at the current prison enterprises contract price or based on
 5 established and documented pricing methodologies.

* * *

7 Section 2. This Act shall become effective upon signature by the governor or, if not
 8 signed by the governor, upon expiration of the time for bills to become law without signature
 9 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 10 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 11 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____