

SENATE BILL NO. 347

BY SENATOR MILLIGAN

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AN ACT

To amend and reenact R.S. 38:2237.1(D) and R.S. 39:1672(C)(2) and 1753.1(A)(1) and (E), and to enact R.S. 39:1672(C)(7), relative to procurement of certain telecommunications equipment; to provide for audits of documentation submitted by certain vendors; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 38:2237.1(D) is hereby amended and reenacted to read as follows:

§2237.1. Procurement of telecommunications or video surveillance equipment or services by ~~state~~ agencies and certain educational entities

* * *

~~D. This Section shall apply only to procurements initiated on or after August 1, 2021, by state agencies, certain educational entities, and their service providers.~~

Any vendor or other entity who provides the documentation required in Subsection B of this Section found to supply telecommunications or video surveillance equipment or services as defined to the procuring agency, certain educational entity or their service provider that were prohibited at the time of procurement shall, at its own expense, replace the prohibited telecommunications or video surveillance equipment or services with nonprohibited equipment or services of at least equal quality and performance. Compliance with this Section by a procuring agency and certain educational entities is subject to audit by the Louisiana Legislative Auditor.

Section 2. R.S. 39:1672(C)(2) and R.S. 39:1753.1(A)(1) and (E) are hereby amended and reenacted and R. S. 39:1672(C)(7) is hereby enacted to read as follows:

§1672. Authority to debar or suspend

* * *

1 C. * * *

2 (2) Conviction under state or federal statutes of embezzlement, theft, forgery,
3 bribery, falsification or destruction of records, receiving stolen property, or any other
4 offense indicating a lack of business integrity or business honesty which currently,
5 seriously, and directly affects responsibility as a state contractor.

6 * * *

7 **(7) Violation of the procurement of telecommunications or video**
8 **surveillance equipment or services by agencies and certain educational entities**
9 **set forth in R.S. 39:1753.1.**

10 * * *

11 §1753.1. Procurement of telecommunications or video surveillance equipment or
12 services by state agencies and certain educational entities

13 A. * * *

14 (1) "Agency" ~~shall have the same meaning as provided in R.S. 36:3~~ **means**
15 **any department, office, division, commission, council, board, bureau,**
16 **committee, institution, agency, government corporation, or other establishment**
17 **or official of the executive branch of state government or any parish, city, town,**
18 **governmental body, and any other subdivision of the state or public agency**
19 **thereof, public authority, public educational, health, or other institution, and**
20 **to the extent provided by law, any other entity which expends public funds for**
21 **the acquisition or leasing of supplies, services, major repairs, and construction.**

22 * * *

23 E. This Section shall apply only to procurements initiated on or after August
24 1, 2021, by state agencies, certain educational entities, and their service providers.

25 **Any vendor or other entity who provides the documentation required in**
26 **Subsection C of this Section found to supply telecommunications or video**
27 **surveillance equipment or services as defined to the procuring agency, certain**
28 **educational entity or their service provider that were prohibited at the time of**
29 **procurement shall, at its own expense, replace the prohibited**
30 **telecommunications or video surveillance equipment or services with**

1 **nonprohibited equipment or services of at least equal quality and performance.**
2 **Compliance with this Section by a procuring agency and certain educational**
3 **entities is subject to audit by the Louisiana Legislative Auditor.**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____