
DIGEST

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HB 80 Original

2023 Regular Session

Gadberry

Abstract: Provides relative to the prior approval process available to potential suppliers for particular products.

Present law (R.S. 38:2295(C)(1)) authorizes a potential supplier to submit a product for prior approval, other than a product specified in the contract documents, no later than seven working days prior to the opening of bids. Present law requires the prime design professional provide written approval or denial of the product submitted within three days after submission, exclusive of holidays and weekends. Specifies that the submitted product will be deemed approved if the design professional fails to respond within the allotted time.

Proposed law modifies present law by removing the deemed approved provision. Also changes the required response time after a product is submitted to the prime design professional from three days to five days. Further authorizes the prime design professional to extend the approval or denial period by 10 additional days, exclusive of holidays and weekends. Clarifies that the failure to respond cannot be considered approval.

(Amends R.S. 38:2295(C)(1))