

## RÉSUMÉ DIGEST

ACT 230 (HB 224)

2023 Regular Session

Boyd

Existing law generally authorizes every political subdivision in the state to set aside an amount up to 10% of the value of anticipated local procurement of goods and services, including construction, for awarding to minority-owned businesses. Provides that nothing in existing law should be construed to prohibit the governing authority from setting aside an amount greater than 10%. Provides for eligibility and certification requirements.

Existing law provides an exception for the city of Shreveport (city) and the city of Baton Rouge/parish of East Baton Rouge (city-parish) and any board, agency, or commission of that the city or city-parish. Authorizes the city and its entities to designate and set aside each fiscal year not less than 10% of the value of local procurement of goods and services, including construction, for awarding to economically disadvantaged businesses. Authorizes the city-parish and its entities to designate and set aside not less than 10% and not more than 25% of the value of local procurement of goods and services, including construction or doing of public work, for awarding to socially and economically disadvantaged businesses. Provides for eligibility and certification requirements.

New law provides an exception for the city of New Orleans. Authorizes the city governing authority and any board, agency, or commission of the city to designate and set aside not less than 10% and not more than 25% of the value of local procurement of goods and services, including construction or doing of public work, for awarding to socially and economically disadvantaged businesses.

New law provides for division of contract awards into units to facilitate offers or bids from socially and economically disadvantaged businesses. Authorizes varying the goods and services designated for set-asides.

New law requires the city governing authority to adopt rules and regulations to implement new law. Requires that the rules and regulations include procedures regarding the certification of a socially and economically disadvantaged business. Requires the establishment of a contract award procedure for such set-asides. Additionally requires adoption of a requirement that the prime contractor award a certain percentage, not to exceed 35%, of total dollar bid to socially and economically disadvantaged subcontractors.

New law authorizes the city governing authority, or any board, agency, or commission of the city, to award the balance of procurement set-asides pursuant to existing law solicitation, bid evaluations, and contract award provisions if the city or other entity is unable to award all of its set-asides to socially and economically disadvantaged businesses.

Effective August 1, 2023.

(Adds R.S. 38:2233.5)