

2024 Regular Session

HOUSE BILL NO. 410

BY REPRESENTATIVE BRASS

PUBLIC CONTRACTS: Provides relative to exemption from requirements regarding selection of professional services contracts

1 AN ACT

2 To amend and reenact R.S. 38:2316 and to repeal R.S. 39:128(B)(2), relative to the
3 applicability of the selection of professional services for public contracts; to provide
4 for service contracts with a certain budget; to repeal certain exceptions; to provide
5 an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 38:2316 is hereby amended and reenacted to read as follows:

8 §2316. Applicability

9 Except as provided in R.S. 38:2311(C), the provisions of this Part shall not
10 apply to professional service contracts in which the estimated project budget cost is
11 ~~five hundred thousand~~ one million dollars or less.

12 Section 2. R.S. 39:128(B)(2) is hereby repealed in its entirety.

13 Section 3. This Act shall become effective upon signature by the governor or, if not
14 signed by the governor, upon expiration of the time for bills to become law without signature
15 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
16 vetoed by the governor and subsequently approved by the legislature, this Act shall become
17 effective on the day following such approval.

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 410 Engrossed

2024 Regular Session

Brass

Abstract: Exempts professional services contracts for architects, engineers, or landscape architects from present law requirements regarding selection of such providers if the estimated project budget cost is \$1,000,000 or less.

Present law (R.S. 38:2310 et seq.) provides requirements for agencies seeking to enter into professional services contracts for architect, engineer, or landscape architect services. Proposed law retains present law.

Present law exempts from such requirements professional services contracts in which the estimated budget is \$500,000 or less. Proposed law increases this exemption threshold from \$500,000 to \$1,000,000.

Present law (R.S. 39:128) provides an exception to present law (R.S. 38:2310 et seq.) requirements regarding professional services contracts related to minor repairs or construction of buildings or other facilities undertaken by a state college, university, or the La. Universities Marine Consortium for Research and Education. Proposed law repeals this exception.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 38:2316; Repeals R.S. 39:128(B)(2))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the original bill:

1. Remove provisions in present and proposed law granting to state higher education entities exceptions to present law regarding procurement of professional services contracts.
2. Increase threshold for general exemption in present law for procurement of professional services contracts from \$500,000 or less to \$1,000,000 or less.