

First Extraordinary Session, 2005

HOUSE BILL NO. 69

BY REPRESENTATIVE ALARIO

PUBLIC CONTRACTS: Increases the contract limit on certain public contracts let by the division of administration resulting from a gubernatorially declared disaster or emergency (Item #21)

1 AN ACT

2 To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit
3 for certain public works let by the division of administration related to disaster
4 recovery; to provide for circumstances under which the contract limit is increased;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 38:2212(A)(1)(d)(iv) is hereby enacted to read as follows:

8 §2212. Advertisement and letting to lowest responsible bidder; public work;
9 electronic bidding; participation in mentor-protégée program

10 A.(1)

11 * * *

12 (d) The term "contract limit" as used herein shall be equal to the sum of one
13 hundred thousand dollars per project, including labor, materials, and equipment as
14 per the rates in the latest edition of the Associated Equipment Dealers Rental Rate
15 Book and administrative overhead not to exceed fifteen percent; however:

16 * * *

17 (iv) For projects let by the facility planning and control section of the
18 division of administration which are necessitated by an event which has been
19 gubernatorially declared as a disaster or emergency, the contract limit shall be five
20 hundred thousand dollars.

21 * * *

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 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.

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HB No. 69

Abstract: Increases the contract limit for projects of the facility planning and control section of the division of administration which are let as a result of a gubernatorially declared disaster or emergency.

Present law establishes the dollar limit, known as the "contract limit", for public works above which the contracting public entity is required to advertise for bids for performance of the contract and award the contract to the lowest responsible bidder. The contract limit is \$100,000.

Present law provides for exceptions for the contract limit for certain projects for the Dept. of Public Safety and Corrections and also for certain bridge construction building projects for political subdivisions with populations of less than 16,000.

Proposed law retains present law and provides that the contract limit for disaster recovery projects let by the facility planning and control section of the division of administration shall be \$500,000 when such projects are undertaken due to a gubernatorially declared disaster or emergency.

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

(Adds R.S. 38:2212(A)(1)(d)(iv))