

Regular Session, 2014

SENATE BILL NO. 358

BY SENATOR DONAHUE

COLLEGES/UNIVERSITIES. Provides relative to the Louisiana Granting Resources and Autonomy for Diplomas Act to provide that certain high level autonomies relative to procurement apply to certain institutions under a shared service model. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 17:3139.5(5)(c)(i), relative to the Louisiana Granting Resources  
3 and Autonomy for Diplomas Act; to provide relative to certain public postsecondary  
4 education institutions' authority to participate in a model procurement code; to  
5 provide for participation by all institutions under the auspices of a shared services  
6 model of procurement managed by a qualifying institution; to provide for the  
7 approval of the division of administration and the Joint Legislative Committee on the  
8 Budget; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 17:3139.5(5)(c)(i) is hereby amended and reenacted to read as  
11 follows:

12 §3139.5. Autonomies granted

13 Notwithstanding any other provision of law to the contrary, each institution  
14 that enters into a performance agreement shall be granted the authorities and  
15 autonomies as provided in this Section. However, nothing herein shall suspend the  
16 requirements of R.S. 39:1593.1.

17 \* \* \*

1 (5) Operational autonomies.

2 (c) High level.

3 \* \* \*

4 (i) Authority to participate in a pilot procurement code as established by the  
5 initial qualifying institution to be in place for an initial period of three years and  
6 approved by the division of administration. The initial qualifying institution shall  
7 establish any pilot procurement code pursuant to rules and regulations adopted in  
8 accordance with the Administrative Procedure Act. An institution granted this  
9 autonomy may use this pilot procurement code in lieu of the Louisiana Procurement  
10 Code as provided in R.S. 39:15.3, 196 through 200, 1481 through 1526, and 1551  
11 through 1755, subject to the prior review and approval of the Joint Legislative  
12 Committee on the Budget. **With the approval of the division of administration**  
13 **and the Joint Legislative Committee on the Budget, the model procurement**  
14 **code may provide that other institutions under the same managing board as the**  
15 **initial qualifying institution may utilize the model procurement code, provided**  
16 **the procurement is conducted under the auspices of a shared services model**  
17 **managed by a qualifying institution.**

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Martha S. Hess.

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#### DIGEST

Donahue (SB 358)

Present law (La. Granting Resources and Autonomy for Diplomas Act - "GRAD Act") authorizes public postsecondary education institutions to enter into performance agreements with the Board of Regents in order to be granted certain tuition authority and limited operational autonomy and flexibility in exchange for committing to meet established targets for performance objectives as applicable to the institution.

Present law provides for autonomies for base, intermediate, and high levels. Present law includes as a high-level autonomy the authority to participate in a pilot procurement code as established by the initial qualifying institution to be in place for an initial period of three years and approved by the division of administration. The initial qualifying institution shall establish any pilot procurement code pursuant to rules and regulations adopted in accordance with the Administrative Procedure Act. An institution granted this autonomy may use this pilot procurement code in lieu of the Louisiana Procurement Code, subject to the prior review and approval of the Joint Legislative Committee on the Budget (JLCB).

Proposed law retains present law and provides that with the approval of the division of administration and the JLCB, the model procurement code may provide that other

institutions under the same managing board as the initial qualifying institution may utilize the model procurement code, provided the procurement is conducted under the auspices of a shared services model managed by a qualifying institution.

Effective August 1, 2014.

(Amends R.S. 17:3139.5(5)(c)(i))