

GREEN SHEET REDIGEST

HB 376

2015 Regular Session

Harris

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

PROCUREMENT: Grants public and private postsecondary institutions greater participation in receiving and monitoring contracts and federal grants

DIGEST

Abstract: Requires the Board of Regents to develop a means of notifying public and private institutions of available federal grants. Requires state agencies to notify the Board of Regents of federal grant programs. Requires state agencies to notify the Board of Regents of RFPs. Requires state agencies to certify that, for certain contracts, the Board of Regents determines that the services called for are not the type readily susceptible of being performed by employees or students of a postsecondary institution.

Proposed law requires the Board of Regents to develop an electronic notification system to assist in providing opportunities for public and private postsecondary institutions to receive, administer, or monitor federal grants received by the state. Also provides that the definition of private postsecondary institutions shall have the same meaning as provided for in R.S. 17:3048.1.

Proposed law requires state agencies to notify the Board of Regents of federal grant programs for which the agency is responsible. Additionally requires state agencies to notify the Board of Regents prior to initiating any competitive RFP for any contract fully funded by federal funds. The Board of Regents shall develop guidelines and procedures to provide for notifying public and private postsecondary institutions of the services called for by such federally funded contracts and coordinating responses of the institutions to determine if the services called for are readily susceptible of being performed by employees or students of such institutions.

Proposed law shall only apply to grant programs fully funded with federal funds, excluding programs administered by the Community Development Block Grant (CDBG) Program and grants that require matching funds.

Present law requires that, for contracts awarded through an RFP process, the agency shall give notice in the official journal of the state and provide written notice to persons, firms, or corporations who are known to be in a position to furnish such services prior to the last day proposals will be accepted.

Proposed law additionally requires the agency to provide notice to the Board of Regents prior to the last day proposals will be accepted.

Present law requires that, prior to approval to enter into a proposed professional, personal, consulting, or social service contract valued in excess of \$5,000, the using agency shall certify to the state chief procurement officer that certain criteria are met, including certification that no employee of that agency is both competent and available to perform the services called for by the proposed contract or the services called for are not the type readily susceptible of being performed by persons who are employed by the state on a continuing basis.

Proposed law additionally requires using agencies to certify that the Board of Regents has determined that the services called for are not the type readily susceptible of being performed by persons who are employed by or students of a postsecondary institution.

(Amends R.S. 39:1595(A)(2) and (B)(1), (2), and (3); Adds R.S. 39:136 and 1623(A)(8))

Summary of Amendments Adopted by House

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

1. Provide for participation of private postsecondary institutions.
2. Delete references to a Contracts and Grants Clearinghouse and instead provide for an electronic notification process.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the reengrossed bill

1. Renumbers section.
2. Provides that the definition of private postsecondary institutions shall have the same meaning as provided for in R.S. 17:3048.1.