

2016 Regular Session

SENATE BILL NO. 458

BY SENATOR LAFLEUR

FUNDS/FUNDING. Provides for quarterly reporting requirements for certain contracts in the executive branch of state government. (gov sig)

1 AN ACT

2 To enact R.S. 39:72.2, relative to reporting on certain state contracts; to provide for
3 quarterly reporting of certain information on state contracts in the executive branch
4 of state government; to provide for an effective date; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 39:72.2 is hereby enacted to read as follows:

8 **§72.2. Quarterly review of contracts; reporting requirements**

9 **A.(1) Within fifteen days after the beginning of each quarter of the fiscal**
10 **year, each budget unit of the state which receives an appropriation through the**
11 **General Appropriation Act or the Act appropriating funds for the ancillary**
12 **expenses of state government or supplemental appropriations shall report to the**
13 **commissioner of administration on the status of certain contracts for each**
14 **budget unit for which funds were appropriated for the fiscal year, but not yet**
15 **awarded.**

16 **(2) The provisions of this Section shall only apply to contracts or**
17 **cooperative endeavor agreements for the procurement of information**

1 technology hardware, software, and services as provided in R.S. 39:196 et seq.;
2 the procurement of professional, personal, consulting, and social services and
3 the procurement of telecommunications systems and services as provided in
4 R.S. 39:1751 et seq.

5 (3) For each contract that has not been awarded, the information to be
6 provided by the budget unit shall be as follows:

7 (a) The purpose of the contract for which funds were appropriated.

8 (b) The reasons why the contract has not yet been awarded.

9 (c) If the budget unit is in the process of awarding the contract, it shall
10 provide the status of the award process and the proposed procurement method
11 which is being utilized.

12 (d) The proposed means of financing which will support the contract.

13 (e) Whether a procurement support team will be employed in the
14 procurement process.

15 (f) The estimated annual cost and the proposed term of the contract.

16 B. Not later than thirty days after the beginning of each quarter, the
17 commissioner of administration shall compile the contract reports received
18 from each of the budget units and submit the consolidated report to the Joint
19 Legislative Committee on the Budget for its review. Budget units which fail to
20 provide the information or are delinquent in providing the required contract
21 information may be requested to appear before the committee to discuss the
22 status of their contracts and the reasons for noncompliance.

23 C. The provisions of this Section shall not apply to any contracts
24 authorized under the provisions of the Louisiana Public Bid Law, as provided
25 in R.S. 38:2181 et seq.

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

1 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jay R. Lueckel.

DIGEST

SB 458 Original 2016 Regular Session LaFleur

Proposed law provides for quarterly review of contracts and creates reporting requirements.

Proposed law provides that within fifteen days after the beginning of each quarter of the fiscal year, each budget unit receiving an appropriation in the General Appropriation Act, the Ancillary Appropriation Act, or any supplemental appropriations act shall report to the commissioner of administration on the status of certain contracts for each budget unit for which funds were appropriated, but not yet awarded.

Proposed law applies to all contracts or cooperative endeavor agreements relative to the procurement of information technology; the procurement of professional, personal, consulting, and social services; and telecommunications procurement.

Proposed law states for each contract that has not been awarded, the information provided by the budget unit shall include the purpose of the contract; the reasons why the contract has not yet been awarded; the status of the award process, and the proposed procurement method which is being utilized; the proposed means of financing for the contract; whether a procurement support team will be employed in the procurement process; and the estimated annual cost and proposed term of the contract.

Proposed law further provides that not later than thirty days after the beginning of each quarter, the commissioner of administration shall compile the contract reports received from the various budget units and submit the compilation report to the Joint Legislative Committee on the Budget for review.

Proposed law also provides that budget units which fail to provide the information or are delinquent in providing the required contract information may be requested to appear before the committee to discuss the status of their contracts and the reasons for noncompliance.

Proposed law shall not apply to any contracts authorized under the provisions of the Louisiana Public Bid Law.

Effective upon signature of the governor, or lapse of time from gubernatorial action.

(Adds R.S. 39:72.2)