SLS 17RS-380

ORIGINAL

2017 Regular Session

SENATE BILL NO. 104

BY SENATOR APPEL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CONTRACTORS. Provides relative to bid procedures for contractors. (8/1/17)

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 37:2163(A)(1), relative to contractors; to provide for bid |
| 3 | specifications and requirements; to provide for certain conditions; and to provide for |
| 4 | related matters. |
| 5 | Be it enacted by the Legislature of Louisiana: |
| 6 | Section 1. R.S. $37:2163(A)(1)$ is hereby amended and reenacted to read as follows: |
| 7 | §2163. Bid procedures; penalty |
| 8 | A.(1) It is the intent of this Section that only contractors who hold an active |
| 9 | license be awarded contracts either by bid or through negotiation. All architects, |
| 10 | engineers, and awarding authorities shall place in their bid specifications the |
| 11 | requirement that a contractor shall certify that he holds an active license under the |
| 12 | provisions of this Chapter and show by showing his license number on the bid |
| 13 | envelope. In the case of an electronic bid proposal, a contractor may submit an |
| 14 | authentic digital signature on the electronic bid proposal accompanied by the |
| 15 | contractor's license number in order to meet the requirements of this Paragraph. |
| 16 | Except as otherwise provided herein, if the bid does not contain the contractor's |
| 17 | certification and show the contractor's license number on the bid envelope, the bid |

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions. SB 104 Original

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| 1 shall be automatically rejected, shall be returned to the bidder marked "Rejected" | cted", |
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- and shall not be read aloud.
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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

DIGEST 2017 Regular Session

Appel

Present law regulates the bid procedure for contractors.

<u>Present law</u> requires that all architects, engineers, and awarding authorities place in their bid specifications the requirement that a contractor shall certify that he holds an active license and show his license number on the bid envelope.

<u>Proposed law</u> provides that the bid specifications require that the contractor certify he holds an active license by showing his license number on the bid envelope.

<u>Present law</u> provides that if the bid does not contain the contractor's certification and show the contractor's license number on the bid envelope, the bid shall be automatically rejected.

<u>Proposed law</u> provides that if the bid does not contain the contractor's license number, the bid shall be automatically rejected.

Effective August 1, 2017.

(Amends R.S. 37:2163(A)(1))