The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas L. Tyler.

DIGEST

SB 94 Original 2018 Regular Session Appel

Present law requires public entities to promptly pay all obligations arising under a public contract when the obligations are due and payable under the contract. Requires that if the public entity fails to make any progressive stage payment, without reasonable cause, within 45 days after receipt of a certified request for payment, the entity is liable for reasonable attorney fees.

Proposed law adds provision that the public entity is also liable for interest charged at 1.5% accumulated daily, not to exceed 15%.

Present law requires that if the public entity fails to make final payment after formal final acceptance and within 45 days after receipt of a clear lien certificate, the entity is liable for reasonable attorney fees. Proposed law adds provision that the entity is also liable for interest charged at 1.5% accumulated daily, not to exceed 15%.

Effective August 1, 2018.

(Amends R.S. 38:2191(B))