## SLS 202ES-68

## ORIGINAL

2020 Second Extraordinary Session

SENATE BILL NO. 30

BY SENATOR MILLIGAN

SCHOOLS. Provides regarding purchase of telecommunications and video equipment by certain educational entities. (1/1/21) (Item #42)

1	AN ACT
2	To amend and reenact R.S. 39:1755(5) and to enact R.S. 38:2237.1 and R.S. 39:1753.1,
3	relative to purchases of certain telecommunications and video equipment by certain
4	educational entities; to require certain items purchased comply with federal
5	guidelines under the National Defense Authorization Act; to provide for violations;
6	and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 38:2237.1 is hereby enacted to read as follows:
9	§2237.1. Purchase of approved telecommunications equipment by certain
10	education entities
11	A. No telecommunications or video surveillance equipment shall be
12	purchased by public elementary, secondary, and postsecondary education
13	schools, institutions, and governing authorities; nonpublic elementary,
14	secondary, and postsecondary schools, institutions, and governing authorities
15	that receive state funds; and proprietary schools that receive state funds unless
16	the equipment is from a manufacturer who is in compliance with the National
17	Defense Authorization Act as provided in this Section.

Page 1 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

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1	<b>B.</b> Prior to the purchase of equipment, the vendor shall provide
2	documentation by affidavit that the telecommunications and video surveillance
3	equipment to be purchased is from a manufacturer that is listed on a federal
4	<b>General Services Administration Schedule and the manufacturer is determined</b>
5	to be in compliance with the National Defense Authorization Act.
6	C. No purchase shall be made from a manufacturer who fails to provide
7	the documentation required in Subsection B of this Section. Any purchase or
8	contract to purchase in violation of this Section shall be null and void.
9	Section 2. R.S. 39:1755(5) is hereby amended and reenacted and R.S. 39:1753.1 is
10	hereby enacted to read as follows:
11	§1753.1. Purchase of approved telecommunications equipment by certain
12	education entities
13	A. No telecommunications or video surveillance equipment shall be
14	purchased by public elementary, secondary, and postsecondary education
15	schools, institutions, and governing authorities; nonpublic elementary,
16	secondary, and postsecondary schools, institutions, and governing authorities
17	that receive state funds; and proprietary schools that receive state funds unless
18	the equipment is from a manufacturer who is in compliance with the National
19	<b>Defense Authorization Act as provided in this Section.</b>
20	<b>B.</b> Prior to the purchase of equipment, the vendor shall provide
21	documentation by affidavit that the telecommunications and video surveillance
22	equipment to be purchased is from a manufacturer that is listed on a federal
23	<u>General Services Administration Schedule and the manufacturer is determined</u>
24	to be in compliance with the National Defense Authorization Act.
25	<b>C. No purchase shall be made from a manufacturer who fails to provide</b>
26	the documentation required in Subsection B of this Section. Any purchase or
27	contract to purchase in violation of this Section shall be null and void.
28	* * *
29	§1755. General provisions

Page 2 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	The following general provisions shall apply to all procurements under this
2	Part:
3	* * *
4	(5) The provisions of this Part, R.S. 38:2237.1 and R.S. 39:1753.1 shall,
5	with respect to the procurement of telecommunications systems or
6	telecommunications services, supersede specifications of any contradictory or
7	conflicting provisions of the following statutes: R.S. 38:2211 et seq. with respect to
8	awarding of public contracts, and R.S. 39:1551 through 1736.
9	Section 3. This Act shall become effective on January 1, 2021.

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

## DIGEST

SB 30 Original

2020 Second Extraordinary Session

Milligan

<u>Proposed law</u> prohibits the purchase of telecommunications or video surveillance equipment by public elementary, secondary, and postsecondary education schools, institutions, and governing authorities; nonpublic elementary, secondary, and postsecondary schools, institutions, and governing authorities that receive state funds; and proprietary schools that receive state funds unless the equipment is purchased from a manufacturer who is listed on a federal General Services Administration Schedule and the manufacturer has been determined to be in compliance with the National Defense Authorization Act.

Requires the vendor to provide documentation by affidavit of compliance with proposed law.

Provides that any purchase or contract to purchase in violation of <u>proposed law</u> is null and void.

<u>Proposed law</u> supercedes provisions regarding conflicting specifications in procurement of telecommunications systems or telecommunications services under the Louisiana Procurement Code.

Effective January 1, 2021.

(Amends R.S. 39:1755(5); adds R.S. 38:2237.1 and R.S. 39:1753.1)