



professional hired by the public entity whose recommendation may not be later than 30 calendar days after completion or substantial compliance.

Proposed law retains this provision but requires that the acceptance as recommended by the design professional be made not later than 30 calendar days and requires that the public entity not take, use, or occupy the public work or use or occupy the specified area of the public work until substantial completion is filed unless an approved agreement of partial occupancy is executed between the public entity, the design professional of record, and the contractor. Provides that failure to comply is subject to a writ of mandamus.

Effective August 1, 2021.

(Amends R.S. 38:2191(A), 2212(B)(2), 2215(A), 2222, and 2241.1(C); adds R.S. 38:2212(E)(8) and 2241.1(D))

### Summary of Amendments Adopted by Senate

#### Senate Floor Amendments to engrossed bill

1. Changes "plan changes" to the correct term "change orders".
2. Specifies that any changes to a bid shall be initialed by the bidder or the person submitting the bid.
3. Removes proposed language that provided that if an interested party or bidder files for an injunction or mandamus, the public entity shall not act later than 45 days after the date of a district court judgment determining the lowest responsible and responsive bidder to award the contract in accordance with the judgment. Provided that the district court judgment mandating the award is not subject to a suspensive appeal.
4. Changes the term "executed and approved" to "processed and issued" regarding change orders.
5. Adds additional time for the processing and issuing of change orders from 30 days to 40 days following final execution of the change order.
6. Removes proposed language that provided that the date of the change order is the day the public entity, design professional of record, and the contractor agree to the extra work to be performed under the change order.
7. Adds proposed language that provides for partial occupancy of a specified area of public work if there is an approved agreement between the public entity, the design professional of record, and the contractor.

8. Makes technical changes.