

2023 Regular Session

HOUSE BILL NO. 80

BY REPRESENTATIVE GADBERRY

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

CONTRACTS: Provides relative to the prior approval process available to potential suppliers

1 AN ACT

2 To amend and reenact R.S. 38:2295(C)(1), relative to plans and specifications for public
3 works; to change the length of time a prime design professional has to approve or
4 deny a product submission; to remove the automatic approval of a product if the
5 prime design professional fails to respond within the allotted time period; to
6 authorize the prime design professional to extend the time period for approval or
7 denial; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 38:2295(C)(1) is hereby amended and reenacted to read as follows:

10 §2295. Plans and specifications; required provisions

11 * * *

12 C.(1) A potential supplier may, but is not required to, submit a particular
13 product for prior approval other than a product specified in the contract documents,
14 no later than seven working days prior to the opening of bids. Within ~~three~~ five
15 days, exclusive of holidays and weekends, after submission, the prime design
16 professional shall furnish to both the public entity and the potential supplier written
17 approval or denial of the product submitted. ~~If the prime design professional fails~~
18 ~~to respond within the time period provided for in this Paragraph, the submitted~~
19 ~~product shall be considered approved.~~ The time period may be extended by the
20 prime design professional a maximum of ten additional days, exclusive of holidays

