

2024 Regular Session

HOUSE BILL NO. 555

BY REPRESENTATIVE DESHOTEL

PUBLIC CONTRACT/BIDS: Provides relative to certain bid requirements for garbage collection contracts

1 AN ACT

2 To amend and reenact R.S. 33:4169.1(A) and to enact R.S. 38:2316.1, relative to parish and
3 municipality garbage collection contracts; to require parishes and municipalities in
4 which residents are not allowed to select their own garbage collections services to
5 follow public bid law when contracting for garbage collection services; and to
6 provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 33:4169.1(A) is hereby amended and reenacted to read as follows:

9 §4169.1. Municipal and parish authority over collection and disposal of garbage and
10 trash; franchising, permitting, and licensing; assessment and collection of
11 service charge

12 A.(1) The governing authority of every parish or municipality shall have the
13 following powers:

14 ~~(1)~~(a) To engage in the collection and disposal of garbage and trash within
15 its jurisdiction in cooperation with, or to the exclusion of, other garbage and trash
16 collectors.

17 ~~(2)~~(b) To grant permits, licenses, exclusive or nonexclusive franchises, or
18 any combination thereof to garbage and trash collectors and disposers. Any
19 exclusive franchise shall be granted only after advertising for bids, reception of bids,

1 and awarding of the contract or contracts in accordance with the public bid laws of
2 the state and other provisions of law.

3 ~~(3)~~(c) To enter into time contracts for the collection and transportation of
4 garbage or trash for a term of up to ten years, and for disposal of garbage or trash for
5 a term of up to twenty-five years.

6 ~~(4)~~(d) To assess a service charge against any person provided any service
7 pursuant to Paragraphs ~~(1)~~(a) or ~~(2)~~(b). However, in the parishes of Lafourche,
8 Vermilion, Rapides, and Washington, such charge shall be imposed only after the
9 question of its imposition has been submitted to the qualified electors of the parish
10 at an election to be conducted in accordance with the general election laws of the
11 state, and a majority of those voting in the election shall have voted in favor of the
12 imposition of the charge.

13 ~~(5)~~(e) To otherwise regulate the collection and disposal of garbage and trash.

14 (2) Notwithstanding any provision contained in Paragraph (A)(1) of this
15 Section, parishes and municipalities in which residents are not permitted to select
16 their own garbage collection service shall award garbage collection contracts in
17 accordance with public bid law.

18 * * *

19 Section 2. R.S. 38:2316.1 is hereby enacted to read as follows:

20 §2316.1. Garbage collection contracts

21 Parishes and municipalities in which residents are not permitted to select their
22 own garbage collection service shall follow public bid law when awarding garbage
23 collection contracts.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 555 Original

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Deshotel

Abstract: Requires parishes and municipalities in which residents are not allowed to select their own garbage collections services to follow public bid law when contracting for garbage collection services.

Present law grants governing authorities over parishes and municipalities the power to engage in the collection and disposal of trash within their jurisdiction, to grant licenses and permits to franchises with the requirement that public bid law be followed for exclusive franchises, to enter into garbage collection contracts for specified terms, to assess service charges, and to otherwise regulate the collection and disposal of garbage.

Proposed law retains present law and adds a requirement for parishes and municipalities in which residents are not allowed to select their own garbage collection services to follow public bid law when awarding garbage collection contracts.

(Amends R.S. 33:4169.1(A); Adds R.S. 38:2316.1)