

RÉSUMÉ DIGEST

ACT 755 (SB 300)

2026 Regular Session

Mizell

Existing law establishes the La. Procurement Code (R.S. 39:1551 et seq.) and information technology procurement provisions (R.S. 39:196 et seq.) to provide for procurement by public bodies, including provisions for procurement regulations, source selection for items to be purchased and methods for such purchases, bid procedures, types of contracts, specifications, contract modification, termination and contract clauses, legal and contractual remedies, administrative appeals, and cooperative purchasing.

New law modifies the La. Procurement Code and information technology procurement as detailed below:

La. Procurement Code

Existing law provides a definition of "invitation to negotiate" and lists contract types eligible to use the procurement method. New law adds fiscal intermediary services to this list and otherwise retains existing law.

Existing law provides for a definition of "using agency". New law expands the definition to include state entities that utilize professional, personal, consulting, or social services purchased utilizing the La. Procurement Code.

Prior law required local advertisement on invitations to bid for services located in a particular locale. New law removes this requirement.

Existing law authorizes contracts for required supplies, services, or major repairs to be awarded without competition under certain circumstances. New law expands authorization to consulting service and social service contracts and corrects terminology to conform with existing law definitions.

Prior law prohibited auction techniques and disclosure of information derived from competing proposals while negotiations are underway.

New law authorizes insights gained during the negotiation process, including items of cost, to be used to refine a solution. Prohibits disclosure of proprietary information derived from competing proposals during the negotiation process.

New law requires certification for invitations to bid that vendors do not engage in boycotts of Israel.

New law expands the definition of "social service contacts" to include support staff.

Existing law provides a procedure for contract controversies, establishing the commissioner of administration's decision to be made executory by the 19th JDC. New law clarifies the court's jurisdiction as only appellate in nature in matters of contract controversies on which the commissioner has rendered a decision.

Existing law provides time constraints under which various actions can be commenced on contract controversies and protests. New law provides additional timelines and procedures for petitions of judicial review on actions commenced in the 19th JDC by or against the state in connection with contracts.

Information Technology Procurement

Existing law provides for definitions related to the procurement of information technology.

Existing law provides a definition of "invitation to negotiate" and lists contract types eligible to use the procurement method. New law adds fiscal intermediary services to this list and otherwise retains existing law.

Prior law provided for a definition of "related services" relative to the procurement of technology. New law removes prior law.

Existing law provides for a process of review and approval of various types of information technology procurement. New law removes negotiation, review, and recommendation by the procurement support team from this process.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 39:197(13) and (19)- (21), 198(E)(2), (H)(1)(c), (J)(intro para), (J)(1)(d), 199(D)(4), 200(K), 1556(31) and (62), 1594(C)(3), 1597, 1600.2(C)(4), 1602.1(C)(2), 1606(B) (intro para), 1619(A)(1)(i), 1630, and 1691(A); adds R.S. 39:1600.2(G), 1619(A)(2)(k), (3)(h), (4)(f), and (5)(d), 1685(F), and 1692(D)-(G); repeals R.S. 39:197(22))