

Regular Session, 2012

# ACT No. 823

HOUSE BILL NO. 1129

BY REPRESENTATIVE HODGES

1 AN ACT

2 To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public bids;  
3 requires lowest bidders on certain contracts to submit certain documentation and  
4 information within a certain time; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii) are hereby amended and  
7 reenacted to read as follows:

8 §2212. Advertisement and letting to lowest responsible bidder; public work;  
9 electronic bidding; participation in mentor-protégé program; exemptions

10 A.(1)

11 \* \* \*

12 (b)

13 \* \* \*

14 (ii)

15 \* \* \*

16 (bb) Other documentation and information required including but not limited  
17 to the low bidder's attestation pursuant to R.S. 38:2212.10 and 2227 shall be  
18 furnished by the low bidder within ten days after the bid opening. The ten-day  
19 period shall not be altered or waived by any public entity except the governing  
20 authority of any publicly owned commercial aviation airport, the Sewerage and  
21 Water Board of New Orleans, and all agencies of the City of New Orleans, including  
22 but not limited to the Regional Transit Authority and the New Orleans Aviation  
23 Board, who shall require that the other documentation and information referred to  
24 above in this Subitem be furnished by the two lowest bidders ~~within~~ three days ~~of~~  
25 after the bid opening.

26 \* \* \*

1 (3)

2 \* \* \*

3 (c)

4 \* \* \*

5 (ii) The bid form shall contain Bid Security or Bid Bond, Acknowledgment  
6 of Addenda, Base Bid, Alternates, Signature of Bidder, Name, Title, and Address of  
7 Bidder, Name of Firm or Joint Venture Corporate Resolution, and Louisiana  
8 Contractors License Number, and on public works projects where unit prices are  
9 utilized, their inclusion in the bid form; however, unit prices shall not be utilized for  
10 the construction of building projects, unless the unit price is incorporated into the  
11 base bid. Other documentation required shall be furnished by the low bidder within  
12 ten days after the bid opening. The governing authority of any publicly owned  
13 commercial aviation airport, the Sewerage and Water Board of New Orleans, and all  
14 agencies of the City of New Orleans, including but not limited to the Regional  
15 Transit Authority and the New Orleans Aviation Board shall require that the other  
16 documentation referred to above shall be furnished by the two lowest bidders ~~within~~  
17 three days ~~of~~ after the bid opening. The division of administration, office of facility  
18 planning and control, shall develop and prescribe the necessary bid form for public  
19 works projects for public bid purposes and implement the provisions of this Section  
20 of the bid form in accordance with the Administrative Procedure Act.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_