
DIGEST

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HB 74 Original

2015 Regular Session

Richard

Abstract: Deletes authority to award certain social service contracts without competitive bid and prohibits the awarding of contracts to certain contractors unless the contractor is authorized by statute to receive the appropriation.

Present law authorizes certain contracts for social services to be awarded without the necessity of competitive bidding or negotiation in certain particular circumstances.

Proposed law deletes the following conditions under which a contract for social services may be awarded without competitive bid or negotiation:

- (1) When local cash or in-kind contributions exceed 10% of the required contract amount.
- (2) When services provided necessitate a continuity of contractors, including therapeutic and crisis support and employment and training programs.
- (3) When the total contract is less than \$250,000 per 12-month period.
- (4) Certain social service contracts in existence as of Nov. 30, 1985, as long as the contractor continues to satisfactorily supply substantially the same services.

Present law authorizes social service contracts to be awarded without competitive bid or negotiation for sole source procurement, as determined by the state chief procurement officer. Present law additionally allows a social service contract to be considered as sole source if a request for proposals (RFP) is issued and only one or no proposals are received.

Proposed law limits sole source procurement to contracts for which only one or no proposals are received under the RFP process.

Present law authorizes a social service contract to be awarded without competitive bid or negotiation if the state legislature has made an appropriation for that particular contractor via an appropriation bill or other statute.

Proposed law specifies that the exception only applies to appropriations provided by statute. Proposed law prohibits the awarding of a contract to a contractor in cases where the legislature makes an appropriation to the contractor but the appropriation is not authorized by law.

(Amends R.S. 39:1619(B) and (C))