

2019 Regular Session

HOUSE BILL NO. 245

BY REPRESENTATIVES HODGES AND JAMES

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

PROCUREMENT: Authorizes a public entity to reject the lowest bid on a procurement contract when a vendor engages in a boycott of Israel

1 AN ACT

2 To enact R.S. 39:1602.1; relative to state procurement contracts; authorizes public entities
3 to reject bids from certain groups under certain circumstances; to provide for an
4 effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 39:1602.1 is hereby enacted to read as follows:

7 §1602.1. Right to reject bids from vendors who engage in boycotts of Israel

8 In awarding contracts for supplies or services, any public entity is authorized
9 to reject the lowest bid if received from a bidder who currently engages in a boycott,
10 divestment, or sanctions campaign against Israel. The public entity may then award
11 the contract to the next lowest bidder. The public entity may also terminate a
12 contract with a vendor that engages in a boycott, divestment, or sanctions campaign
13 during the term of the contract.

14 Section 2. This Act shall become effective upon signature by the governor or, if not
15 signed by the governor, upon expiration of the time for bills to become law without signature
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become
18 effective on the day following such approval.

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 245 Engrossed

2019 Regular Session

Hodges

Abstract: Authorizes a public entity to reject the lowest bid from a bidder who engages in a boycott, divestment, or sanctions campaign against Israel.

Present law provides for the methods and requirements of procurement that a state entity must use for contracts and purchases under the Procurement Code.

Proposed law retains present law but authorizes a public entity to reject the lowest bid from a vendor who engages in a boycott, divestment, or sanctions campaign against Israel. Further authorizes a public entity to terminate a contract with a vendor who engages in a boycott, divestment, or sanctions campaign against Israel during the duration of the contract.

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

(Adds R.S. 39:1602.1)