
DIGEST

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HB 139 Original

2017 Regular Session

McFarland

Abstract: Requires prior actions of the Joint Legislative Committee on the Budget (JLCB) for certain requests for proposals (RFPs), contracts, and cooperative endeavor agreements over \$15 million.

Proposed law requires prior review and approval of the JLCB of (RFPs) for professional, personal, consulting, or social services contracts of more than \$15 million.

Proposed law requires prior review, but not approval, by the JLCB of RFPs for professional, personal, or consulting services contracts of more than \$15 million which must be approved by the U.S. Dept. of Health and Human Services, Centers for Medicare and Medicaid Services (CMS).

Proposed law prohibits the entering into of any professional, personal, consulting, or social services contract with a total maximum compensation of \$15 million after Aug. 1, 2017, unless it has been reviewed and approved by the JLCB.

Proposed law prohibits dividing or separating RFPs or contracts to circumvent the requirements of proposed law. Requires review and approval of the JLCB of any subsequent or amended contract with the same party for the same purpose as the existing contract which causes payment to the party to exceed \$15 million.

Present law (R.S. 39:366.11) provides for reporting to the JLCB for cooperative endeavor agreements expected to result in any nonpublic party to the agreement generating or expending revenue of \$1 million or more.

Present law requires the agency entering into the agreement to submit certain information to the JLCB. Further authorizes the JLCB to prohibit the state agency from entering into a cooperative endeavor agreement for failure to provide the information required in present law.

Proposed law retains present law and additionally requires JLCB approval for the state to enter into any cooperative endeavor agreement expected to result in any nonpublic party to the agreement generating or expending revenue of \$15 million or more, or which would result in the state expending or appropriating \$15 million or more. Further, after Aug. 1, 2017, the state is prohibited from appropriating or expending \$15 million or more for a cooperative endeavor agreement unless it has been reviewed and approved by the JLCB.

(Amends R.S. 39:366.11(A)(1)(a)(i) and (3); Adds R.S. 39:1603.1)

