

2018 Regular Session

SENATE BILL NO. 200

BY SENATOR BISHOP

CORRECTIONAL FACILITIES. Provides that contracts for inmate telephone services must be awarded to the lowest bidder and prohibits the state from profiting from such contracts. (8/1/18)

1 AN ACT
2 To enact R.S. 15:765 and R.S. 39:1756, relative to telephone services at correctional
3 facilities; to provide relative to the negotiation of contracts for inmate telephone
4 services; to prohibit profit by the state or any governmental entity from contracts for
5 inmate telephone services; to require that contracts for inmate telephone services be
6 awarded to the lowest bidder; and to provide for related matters.
7 Be it enacted by the Legislature of Louisiana:
8 Section 1. R.S. 15:765 is hereby enacted to read as follows:
9 **§765. Telephone services at correctional facilities; profit by state or**
10 **governmental entities prohibited; compliance with procurement**
11 **code required**
12 **A. Any contract to provide telephone services to inmates incarcerated at**
13 **state or local correctional facilities:**
14 **(1) Shall be negotiated and awarded in a manner so as to provide for the**
15 **lowest reasonable costs to both the person placing the call and the recipient of**
16 **the call.**
17 **(2) Shall be negotiated and awarded in a manner so as to pay for any**

1 expenses of the Department of Public Safety and Corrections or other governing
2 authority for establishing and administering any telephone contract.

3 B. All negotiations for procurement of telephone services at state or local
4 correctional facilities shall be in accordance with and subject to the
5 requirements for telecommunications procurement under the Louisiana
6 Procurement Code, R.S. 39:1751 et seq.

7 C. No provision for profit by or commissions to the state or any
8 governmental entity shall be included in any contract for telephone services
9 negotiated and awarded pursuant to this Section.

10 Section 2. R.S. 39:1756 is hereby enacted to read as follows:

11 §1756. Telephone services at correctional facilities; award to lowest bidder;
12 profit or commissions prohibited

13 A. Any contract to provide telephone services to inmates incarcerated at
14 state or local correctional facilities:

15 (1) Shall be negotiated and awarded in a manner so as to provide for the
16 lowest reasonable costs to both the person placing the call and the recipient of
17 the call.

18 (2) Shall be negotiated and awarded in a manner so as to pay for any
19 expenses of the Department of Public Safety and Corrections or other governing
20 authority for establishing and administering any necessary telephone contract.

21 B. Any contract to provide telephone services to inmates incarcerated at
22 state or local correctional facilities shall be subject to the bid requirements of
23 this Part and shall be awarded to the lowest bidder.

24 C. No provision for profit by or commissions to the state or any
25 governmental entity shall be included in any contract for telephone services
26 negotiated and awarded pursuant to this Section and R.S. 15:765.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement Jr.

DIGEST

SB 200 Original

2018 Regular Session

Bishop

Proposed law provides that any contract to provide telephone services to inmates incarcerated at state or local correctional facilities:

- (1) Must be negotiated and awarded in a manner so as to provide for the lowest reasonable costs to both the person placing the call and the recipient of the call.
- (2) Must be negotiated and awarded in a manner so as to pay for any expenses of the Dept. of Public Safety and Corrections or other governing authority for establishing and administering any telephone contract.

Proposed law provides that all negotiations for procurement of inmate telephone services are to be in accordance with and subject to the requirements for telecommunications procurement under present law (La. Procurement Code).

Proposed law provides that any contract to provide inmate telephone services is subject to the bid requirements of present law and must be awarded to the lowest bidder.

Proposed law provides that any contract for inmate telephone services negotiated and awarded pursuant to proposed law cannot include any provision for profit by or commissions to the state or any governmental entity.

Effective August 1, 2018.

(Adds R.S. 15:765 and R.S. 39:1756)