



LEGISLATIVE FISCAL OFFICE

Fiscal Note

Fiscal Note On: HB 801 HLS 09RS 961

Bill Text Version: ENGROSSED

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

| | | | | |
|-------------|--------------|---------|----------|----------------|
| Date: | May 19, 2009 | 7:41 PM | Author: | SIMON |
| Dept./Agy.: | | | Analyst: | Evan Brasseaux |
| Subject: | | | | |

PUBLIC CONTRACT/BIDS

EG NO IMPACT See Note

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Provides with respect to restriction on bids or proposals for public contracts by certain contractors participating in the development of the bid specifications or request for proposals

The proposed legislation provides exceptions to the existing law which prohibits a contractor who holds a contract with an agency to develop bid specifications or request for proposals to compete for the same contract. The proposed exceptions are for architectural and engineering programming, master planning, or any other services that do not establish selection qualifications or evaluation criteria for the procurement of an architect or engineer.

| EXPENDITURES | 2009-10 | 2010-11 | 2011-12 | 2012-13 | 2013-14 | 5 -YEAR TOTAL |
|----------------|-----------|-----------|-----------|-----------|-----------|---------------|
| State Gen. Fd. | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

| REVENUES | 2009-10 | 2010-11 | 2011-12 | 2012-13 | 2013-14 | 5 -YEAR TOTAL |
|----------------|---------|---------|---------|---------|---------|---------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. According to Facility Planning and Control (FP&C), many architectural firms are choosing to not provide architectural or engineering programming and other services in order to be able to compete to be chosen the designer of a particular project. Therefore, architectural programming services have become difficult to obtain. This legislation would offer an exception to the current law. FP&C indicates that any architectural firm which has provided this service will still have to be chosen through the Architect or Engineer Selection Board.

NOTE: Architectural and engineering programming includes the research and decision-making process that identifies the scope of work to be designed.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

Dual Referral Rules

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

H. Gordon Monk
Legislative Fiscal Officer