
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas F. Wade.

DIGEST

Nevers (SB 94)

Proposed law provides for the "Louisiana First Act." Provides that a contractor submitting a bid to a public entity for a public work under the provisions of present law shall use in his bid on the work and his construction of the public work materials produced, manufactured, or fabricated in Louisiana, provided all of the following conditions are met:

- (1) The Louisiana materials meet bid specifications.
- (2) The cost of the Louisiana materials is equal to or less than the cost of the materials produced, manufactured, or fabricated outside Louisiana and available to the contractor.

Provides that proposed law applies to any contractor who bids on and constructs a building or other structure for a third party that under the terms of a memorandum of understanding or other contractual agreement with a public entity is intended to be used for a public purpose.

Defines "materials" to mean the elements, constituents, or substances of which a public work can be made and that are physically incorporated into the public work.

Defines "third party" to mean any person, partnership, association, foundation, corporation, or other legal entity that is not a public entity as defined in present law.

Provides that the requirement that the materials be produced, manufactured, or fabricated in Louisiana is met if the company providing the materials has a substantial economic investment in Louisiana by having 500 or more employees who are Louisiana residents and who work for the company in Louisiana.

Effective on August 15, 2011.

(Adds R.S. 38:2213.1)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the original bill.

1. Names the Section the "Louisiana First Act".
2. Deletes the requirement that the materials must be equal or better than equal in

quality to materials produced, manufactured, or fabricated outside Louisiana and available to the contractor and replaces that requirement with the requirement that the materials meet bid specifications.

3. Provides that the requirement that the materials be produced, manufactured, or fabricated in Louisiana is met if the company providing the materials has a substantial economic investment in Louisiana by having 500 or more employees who are Louisiana residents and who work for the company in Louisiana.