

Regular Session, 2012

HOUSE BILL NO. 831

BY REPRESENTATIVE HAZEL

PUBLIC CONTRACT/BIDS: Relative to the exclusion of certain contractors from bidding
on public projects

1 AN ACT

2 To amend and reenact R.S. 38:2227(A), relative to bidders on public contracts; to revise
3 provisions prohibiting certain contractors from bidding on public contracts; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 38:2227(A) is hereby amended and reenacted to read as follows:

7 §2227. Exclusion of certain contractors from bidding

8 A. Each public entity advertising and letting for bid a public works contract
9 shall require ~~each~~ the lowest bidder, in addition to the provisions of R.S.
10 38:2212(A)(3)(c)(ii), after the opening of bids, if a sole proprietor, to attest that he
11 has not been convicted of, or has not entered a plea of guilty or nolo contendere to
12 any of the crimes or equivalent federal crimes listed in Subsection B of this Section.
13 ~~Each~~ The lowest bidding entity shall submit an attestation that no individual partner,
14 incorporator, director, manager, officer, organizer, or member, who has a minimum
15 of a ten percent ownership in the bidding entity, has been convicted of, or has
16 entered a plea of guilty or nolo contendere to any of the crimes or equivalent federal
17 crimes listed in Subsection B of this Section.

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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)]

Hazel

HB No. 831

Abstract: Revises provisions prohibiting certain contractors from bidding on public contracts.

Present law provides that each bidder, if a sole proprietor, shall attest that he has not been convicted of, or has not entered a plea of guilty or nolo contendere to any of the crimes or equivalent federal crimes listed in present law.

Present law also provides that each bidding entity shall submit an attestation that no individual partner, incorporator, director, manager, officer, organizer, or member, who has a minimum of a 10% ownership in the bidding entity, has been convicted of, or has entered a plea of guilty or nolo contendere to any of the crimes or equivalent federal crimes listed in present law.

Proposed law limits the attestation submission to the lowest bidder or bidding entity.

(Amends R.S. 38:2227(A))