

Regular Session, 2012

HOUSE BILL NO. 1129

BY REPRESENTATIVE HODGES

PUBLIC CONTRACT/BIDS: Revises public bid provisions to include certain exceptions for certain letting authorities

1 AN ACT

2 To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public bids;  
3 requires lowest bidders on certain contracts to submit certain documentation and  
4 information within a certain time; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii) are hereby amended and  
7 reenacted to read as follows:

8 §2212. Advertisement and letting to lowest responsible bidder; public work;  
9 electronic bidding; participation in mentor-protégé program; exemptions

10 A.(1)

11 \* \* \*

12 (b)

13 \* \* \*

14 (ii)

15 \* \* \*

16 (bb) Other documentation and information required shall be furnished by the  
17 low bidder within ten days after the bid opening. The ten-day period shall not be  
18 altered or waived by any public entity except the city of Baton Rouge, East Baton  
19 Rouge Parish, the Airport Authority of Airport District No. 1 of Calcasieu Parish, the  
20 city of Shreveport, the Shreveport Airport Authority, the Lafayette Airport

Commission, the Sewerage and Water Board of New Orleans, and all agencies of the City of New Orleans, including but not limited to the Regional Transit Authority and the New Orleans Aviation Board, who shall require that the other documentation and information referred to above be furnished by the two lowest bidders within three days of the bid opening.

\* \* \*

(3)

\* \* \*

(c)

\* \* \*

(ii) The bid form shall contain Bid Security or Bid Bond, Acknowledgment of Addenda, Base Bid, Alternates, Signature of Bidder, Name, Title, and Address of Bidder, Name of Firm or Joint Venture Corporate Resolution, and Louisiana Contractors License Number, and on public works projects where unit prices are utilized, their inclusion in the bid form; however, unit prices shall not be utilized for the construction of building projects, unless the unit price is incorporated into the base bid. Other documentation required shall be furnished by the low bidder within ten days after the bid opening. The city of Baton Rouge, East Baton Rouge Parish, the Airport Authority of Airport District No. 1 of Calcasieu Parish, the city of Shreveport, the Shreveport Airport Authority, the Sewerage and Water Board of New Orleans, and all agencies of the City of New Orleans, including but not limited to the Regional Transit Authority and the New Orleans Aviation Board shall require that the other documentation referred to above shall be furnished by the two lowest bidders within three days of the bid opening. The division of administration, office of facility planning and control, shall develop and prescribe the necessary bid form for public works projects for public bid purposes and implement the provisions of this Section of the bid form in accordance with the Administrative Procedure Act.

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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)]

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Hodges

HB No. 1129

**Abstract:** Requires the two lowest bidders on projects let by the city of Baton Rouge, East Baton Rouge Parish, the Airport Authority of Airport District No. 1 of Calcasieu Parish, Lafayette Airport Commission, the city of Shreveport, and the Shreveport Airport Authority to submit certain documentation and information within three days of the bid opening.

Present law provides that required documentation and information, other than the bid form and accompanying documents, shall be submitted by the low bidder within 10 days after the bid opening.

Present law provides that such documentation and information for projects let by the Sewerage and Water Board of New Orleans, and all agencies of the City of New Orleans, including but not limited to the Regional Transit Authority and the New Orleans Aviation Board shall be furnished by the two lowest bidders within three days of the bid opening.

Proposed law adds the city of Baton Rouge, East Baton Rouge Parish, the Airport Authority of Airport District No. 1 of Calcasieu Parish, Lafayette Airport Commission, the city of Shreveport, and the Shreveport Airport Authority.

(Amends R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii))

Summary of Amendments Adopted by House

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

1. Added the Lafayette Airport Commission to proposed law.