

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 governing authority of any publicly
19 owned commercial aviation airport, the Sewerage and Water Board of New Orleans,
20 and all agencies of the City of New Orleans, including but not limited to the

1 Regional Transit Authority and the New Orleans Aviation Board, who shall require
2 that the other documentation and information referred to above be furnished by the
3 two lowest bidders within three days of the bid opening.

4 * * *

5 (3)

6 * * *

7 (c)

8 * * *

9 (ii) The bid form shall contain Bid Security or Bid Bond, Acknowledgment
10 of Addenda, Base Bid, Alternates, Signature of Bidder, Name, Title, and Address of
11 Bidder, Name of Firm or Joint Venture Corporate Resolution, and Louisiana
12 Contractors License Number, and on public works projects where unit prices are
13 utilized, their inclusion in the bid form; however, unit prices shall not be utilized for
14 the construction of building projects, unless the unit price is incorporated into the
15 base bid. Other documentation required shall be furnished by the low bidder within
16 ten days after the bid opening. The governing authority of any publicly owned
17 commercial aviation airport, the Sewerage and Water Board of New Orleans, and all
18 agencies of the City of New Orleans, including but not limited to the Regional
19 Transit Authority and the New Orleans Aviation Board shall require that the other
20 documentation referred to above shall be furnished by the two lowest bidders within
21 three days of the bid opening. The division of administration, office of facility
22 planning and control, shall develop and prescribe the necessary bid form for public
23 works projects for public bid purposes and implement the provisions of this Section
24 of the bid form in accordance with the Administrative Procedure Act.

25 * * *

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)]

Hodges

HB No. 1129

Abstract: Requires the two lowest bidders on projects let by any governing authority of a publicly owned commercial aviation airport 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 any governing authority of a publicly owned commercial aviation airport.

(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.

House Floor Amendments to the engrossed bill.

1. Removed the specific airport authorities and applied proposed law to any governing authority of a publicly owned commercial aviation airport.