Regular Session, 2012 **ENROLLED**

SENATE BILL NO. 338

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 38:2215(C) and (D) and to enact R.S. 38:2215(E), relative to certain public works; to provide for the time period between award of the contract and execution of the contract; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 38:2215(C) and (D) are hereby amended and reenacted and R.S. 38:2215(E) is hereby enacted to read as follows:

§2215. Time period for holding bids; issuance of work orders to commence work; exceptions

* * *

C. **If the contractor has provided all necessary documents to the public entity within ten days of the opening of bids and no bid challenge has been submitted to the public entity, the contractor and public entity shall execute the contract not later than forty-five days from the public entity's acceptance of the lowest responsible bid.**

D. Upon the execution of the contract, the public entity, within thirty days thereafter, shall issue to the contractor a notice to proceed with the project. However, upon mutual consent by both parties, the notice to proceed may be extended.

~~D.~~ **E.** These provisions shall not be subject to waiver.

Section 2. This Act shall become effective on July 1, 2012; if vetoed by the governor

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and subsequently approved by the legislature, this Act shall become effective on July 1, 2012, or on the day following such approval by the legislature, whichever is later.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

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