

2015 Regular Session

HOUSE BILL NO. 162

BY REPRESENTATIVE LORUSSO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MILITARY AFFAIRS/NATL GD: Provides with respect to the contracting authority of the adjutant general

1 AN ACT

2 To amend and reenact R.S. 29:11(D), relative to the contracting authority of the adjutant
3 general; to provide for alternative contracting methods by the National Guard Bureau
4 to be authorized by the adjutant general when a certain amount of federal funds are
5 utilized for projects; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 29:11(D) is hereby amended and reenacted to read as follows:

8 §11. Powers, duties, and staff of adjutant general

9 * * *

10 D.(1) He shall superintend the preparation of all letters and reports pertaining
11 to military affairs required by the United States of America from the state. He shall
12 have charge of and is the responsible contracting authority for the state military
13 reservations and all other state property kept, used, or operated by the military
14 department.

15 (2) Notwithstanding any other provision of law to the contrary, during the
16 last three months of any federal fiscal year, the adjutant general may authorize the
17 use of federal contracting by the National Guard Bureau through the United States
18 Property and Fiscal Officer (USPFO) for design and construction services on state
19 lands. When the amount of federal funding equals or exceeds the amount of state

Summary of Amendments Adopted by House

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

1. Delete exception for the adjutant general to use federal contracting methods instead of the state Public Bid Law on projects for which federal funds meet or exceed state funds.
2. Delete exceptions for the adjutant general to use federal contracting methods instead of the La. Procurement Code on projects for which federal funds meet or exceed state funds.
3. Add a provision that specifies that during the last three months of any federal fiscal year, the adjutant general may authorize the use of federal contracting by the National Guard Bureau through the United States Property and Fiscal Officer (USPFO) for design and construction services on state lands. When the amount of federal funding equals or exceeds the amount of state matching funds required for a project, the adjutant general may provide the state matching funds to the USPFO to initiate contracts for design and construction services under cooperative agreements entered into with the National Guard Bureau.
4. Add a provision that specifies that the authority granted by proposed law would apply only when the amount of the federal funds available for construction does not exceed \$10 million for any single construction project.