

Regular Session, 2011

HOUSE BILL NO. 365

BY REPRESENTATIVES HOWARD AND DOWNS

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

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AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(aa) and (bb) and (3)(c)(ii), relative to the Public Bid Law; to make changes to requirements for the bid form; to specify what prices are utilized for the construction of building projects in conjunction with public bid; to require who shall submit other documentation in addition to a bid form and when that documentation shall be submitted; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

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

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

A.(1)

* * *

(b)

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(ii)(aa) The division of administration, office of facility planning and control, shall develop and prescribe through the promulgation of rules and regulations in accordance with the Administrative Procedure Act the bid form necessary to obtain the information and to implement the sections of the bid form provided for in this Item to be utilized for the public bid of public works projects. The bid form developed shall require only the information necessary to determine the lowest bidder and the following sections and information: Bid Security or Bid Bond, Acknowledgment of Addenda, Base Bid, Alternates, ~~Bid Total~~, Signature of Bidder, Name, Title, and Address of Bidder, Name of Firm or Joint Venture, Corporate

1 Resolution, and Louisiana Contractors License Number, and on public works
2 projects where unit prices are utilized, a section on the bid form where the unit price
3 utilized in the bid shall be set forth; however, unit prices shall not be utilized for the
4 construction of building projects, unless the unit price is incorporated into the base
5 bid.

6 (bb) Other documentation and information required shall be furnished by ~~all~~
7 ~~bidders at a later date and time, in accordance with the Bidding Documents~~ the low
8 bidder within ten days after the bid opening. The ten-day period shall not be altered
9 or waived by any public entity except the Sewerage and Water Board of New
10 Orleans, and all agencies of the City of New Orleans, including, but not limited to
11 the Regional Transit Authority and the New Orleans Aviation Board, who shall
12 require that the other documentation and information referred to above be furnished
13 by the two lowest bidders within three days of the bid opening.

14 * * *

15 (3)

16 * * *

17 (c)

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19 (ii) The bid form shall contain Bid Security or Bid Bond, Acknowledgment
20 of Addenda, Base Bid, Alternates, ~~Bid Total~~, Signature of Bidder, Name, Title, and
21 Address of Bidder, Name of Firm or Joint Venture Corporate Resolution, and
22 Louisiana Contractors License Number, and on public works projects where unit
23 prices are utilized, their inclusion in the bid form; however, unit prices shall not be
24 utilized for the construction of building projects, unless the unit price is incorporated
25 into the base bid. Other documentation required shall be furnished by the low bidder
26 within ten days after the bid opening ~~all bidders at a later date and time, in~~
27 ~~accordance with the Bidding Documents.~~ The Sewerage and Water Board of New
28 Orleans, and all agencies of the City of New Orleans, including, but not limited to
29 the Regional Transit Authority and the New Orleans Aviation Board shall require
30 that the other documentation referred to above shall be furnished by the two lowest

1 bidders within three days of the bid opening. The division of administration, office
2 of facility planning and control, shall develop and prescribe the necessary bid form
3 for public works projects for public bid purposes and implement the provisions of
4 this Section of the bid form in accordance with the Administrative Procedure Act.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____