

Regular Session, 2014

HOUSE BILL NO. 437

BY REPRESENTATIVE FANNIN

1 AN ACT

2 To enact R.S. 39:1498.3, relative to public contracts; to require prior approval of certain
3 actions related to the procurement of professional, personal, consulting, and social
4 services; to provide for exceptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 39:1498.3 is hereby enacted to read as follows:

7 §1498.3. Large purchases of professional, personal, consulting, or social services;
8 prior approval required

9 A.(1) Except as provided in Paragraph (2) of this Subsection, any request for
10 proposals for professional, personal, consulting, or social services contracts with a
11 total maximum compensation of one hundred million dollars or more shall be
12 reviewed and approved by the Joint Legislative Committee on the Budget prior to
13 its advertisement.

14 (2) Any request for proposals for professional, personal, consulting, or social
15 services contracts with a total maximum compensation of one hundred million
16 dollars or more for which the resulting contract must be approved by the Department
17 of Health and Human Services, Centers for Medicare and Medicaid Services, shall
18 be reviewed by the Joint Legislative Committee on the Budget prior to the
19 advertisement of the request for proposals.

20 B. No professional, personal, consulting, or social service contract with a
21 total maximum compensation of one hundred million dollars or more shall be
22 entered into on or after August 1, 2014, unless it has been reviewed and approved by
23 the Joint Legislative Committee on the Budget.

1 C. No request for proposals or contracts for professional, personal,
 2 consulting, or social services shall be divided or otherwise separated into multiple
 3 proposals or contracts in order to circumvent the requirement of this Section.
 4 Accordingly, any subsequent or amended contract entered into with the same party
 5 for the same purpose as an existing contract which causes payment to the party for
 6 such purpose to exceed one hundred million dollars in a one-year period, regardless
 7 of the actual dollar value of the subsequent or amended contract, shall be reviewed
 8 or reviewed and approved by the Joint Legislative Committee on the Budget
 9 consistent with the requirements of this Section.

10 D. No professional, personal, consulting, or social service contract with a
 11 total maximum compensation of one hundred million dollars or more shall be valid
 12 nor shall the state be bound by the contract unless all requirements of this Section
 13 have been met.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____