

Office of State Procurement  
State of Louisiana  
Division of Administration

JOHN BEL EDWARDS  
GOVERNOR



JAY DARDENNE  
COMMISSIONER OF ADMINISTRATION

MEMORANDUM OSP 18-02

TO: All Department Undersecretaries, Agency Heads, Business Managers,  
and Contract Officers of all State Departments and Agencies, Colleges  
and Universities, Boards and Commissions

FROM: Paula Tregre, State Chief Procurement Officer



DATE: September 19, 2017

SUBJECT: Act 510 of the 2016 Regular Legislative Session

Act 510 of the 2016 Regular Legislative Session provides that political subdivisions and state agencies may purchase from contracts established by any political subdivision of the state. Based on inconsistencies within Act 510 and between it and the Louisiana Procurement Code (La. R.S. 39:1551-1755), the Office of State Procurement, on the advice of counsel, hereby clarifies Act 510's applicability to state agencies.

**No state agency governed by the Louisiana Procurement Code may purchase materials, supplies, vehicles or equipment through an existing public contract of a political subdivision without the prior written approval of the State Chief Procurement Officer (CPO). In considering a state agency request to participate in a public contract, the CPO shall apply LAC 4:V.5507, which prescribes the steps to be followed when a state agency seeks to participate in a public contract developed by a local public procurement unit.**

Accordingly, state agencies are prohibited from making direct procurements from existing political subdivision contracts without the prior written approval of the CPO. This prior written consent can be obtained by a state agency upon a showing that there is a valid business case, a sufficient state interest to participate in the contract, and no existing statewide contracts affording the same or better price. Additionally, with respect to the procurement of IT equipment, all state agencies, unless specifically exempted by law, are required to comply with the regulations promulgated by the Office of Technology Services.