

Questions and Answers to the Governance Survey RFP for the OSM

Scope of Work: Part 2

1. Q: What do you mean by “feasible” in 2.1 part b in the context of the governance system design and implementation strategy?

A: To be “feasible,” the *Governance System Design and Implementation Strategy* must reflect an understanding of the political, legal, financial, geographic, and other realities that may be unique to the Louisiana State Museum system. For example, and as noted in Section 1.2 Background, the LSM system includes museums in multiple locations. The LSM’s assets are publicly-owned. The current LSM governance system is codified in law. The LSM employees are in the state civil service system. The LSM Board and the LSM director are appointed by the Lieutenant Governor. If a new governance system design proposes to alter any of the forgoing, the implementation strategy should anticipate and address obstacles to implementation. The Contractor is expected to avoid recommending any governance system that would be impossible to implement.)

2. Q: What is the specific expectation for legal language to be drafted as par item 2.1 (c)? Is the contractor required to provide the legal/legislative language, therefore requiring a lawyer as part of the team, or do we assume that we provide suggested language that expresses the intent of the statutory changes and legal language will be finalized by government lawyers following the completion of our study?

A: As described in Section 2.2 Phase 1: Research and Assessment, the Contractor will be expected to review and understand the existing laws that govern the Louisiana State Museum system. Many of those existing laws are referenced and cited in Section 1.2 Background. Further and as noted in Attachment II State Furnished Resources, the DCRT staff will assist the Contractor in this research and understanding.

Should the Contractor propose a new governance system that requires amendments to existing laws, the Contractor will be expected to point out where the existing laws are inconsistent with what the Contractor has proposed and generally what statutory changes will be necessary to implement the Contractor’s proposed governance system. The actual language that is included in any legislative instrument is drafted by the staff attorneys of the Louisiana Legislature. It is not anticipated that the Contractor would need to include on its team a lawyer with legislative drafting experience.)

3. Q: Task 3: What is the specific expectation of determining the “impact” of the proposed governance system on the various parties’ roles and responsibilities for fundraising, community outreach, and marketing, staffing, funding, insurance, and contracts? Would those impacts need to be quantitative projections and, if so, would they need to be applied to each of the 13 institutions?

A:

Phase 2, Task 3 requires the Contractor to organize and facilitate a workshop with the Steering Committee and others designated by the State. The Contractor will be expected to explain to the workshop participants the Contractor's proposed governance system, including how that system will alter or preserve the status quo with regard to the various parties' roles and responsibilities for the Louisiana State Museum.

For example, if the Contractor's proposed governance system shifts all or part of the responsibility for funding and/or staffing and/or insuring the Louisiana State Museum and its collections from the OSM to one or more private entities, that is an "impact of the proposed governance system on the various parties' roles and responsibilities..." which should be explained to the workshop participants.

If the Contractor's proposed governance system proposes the creation of multiple boards (rather than a single board) with governance authority over all or a part of the Louisiana State Museum system (and/or its programming, collections, facilities, etc.), the Contractor will be expected to describe the limits of each board's authority and responsibility to the other boards, to the state, and to the private support organizations.

If, under the Contractor's proposed governance system, a particular entity will be expected to raise a certain amount or percentage of funding for a particular museum, for a particular program, or for the museum system as a whole, the Contractor is expected to explain that impact and quantify those expectations to the workshop participants.

Without knowing the content of the Contractor's proposed governance system, it is impossible for the State to anticipate what the Contractor will have to include in its presentation to the workshop participants. It is hoped that the illustrative examples above provide some guidance. Further, the Contract Monitor will be able to provide feedback upon Contractor's request, to assist the Contractor in compliance.