

Jim Doyle
Governor

Roberta Gassman
Secretary



OFFICE OF THE SECRETARY

201 East Washington Avenue
P.O. Box 7946
Madison, WI 53707-7946
Telephone: (608) 266-9427
Fax: (608) 266-1784
dwd.wisconsin.gov

State of Wisconsin

Department of Workforce Development

DWD 293.02

**Adjustment of Thresholds for Payment and
Performance Assurance Requirements**

**Notice of Submittal of Proposed Rules to
Wisconsin Legislative Council Rules Clearinghouse**

Rule Submittal Date

On February 26, 2010, the Department of Workforce Development submitted proposed rules to the Legislative Council Rules Clearinghouse.

Analysis

Statutory authority: Section 779.14 (1s), Stats.

Section 779.14, Stats., sets the cost thresholds for the payment and performance assurance bond requirements that apply to contracts for the performance of labor or furnishing of materials for a public improvement project or public work. Section 779.14 (1s), Stats., requires the Department to biennially adjust the thresholds for various requirements in proportion to any change in construction costs since the last adjustment if the adjustment to be made would not be less than 5%.

Chapter DWD 293, Wis. Adm. Code, provides the threshold amounts for various payment and performance assurance bond requirements that apply to contracts issued by state or local governments for the performance of labor or furnishing of materials for a public improvement or public work. This rule adjusts these thresholds to reflect a 6.82% increase in construction costs from December 2007 to December 2009.

Agency Procedure for Promulgation

A public hearing is required and will be held on March 31, 2010. The DWD Equal Rights Division is the organizational unit that is primarily responsible for promulgation of the rule.

Contact Information

Howard Bernstein, Legal Counsel, DWD

Telephone: (608) 266-9427

Email: howard.bernstein@dwd.wisconsin.gov