



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2007 Senate Bill 163**

**Senate Amendments 1 and 2**

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*Current law* generally provides that all orders or contracts made by the state for all materials, supplies, equipment, and contractual services must be awarded to the lowest responsible bidder, taking into consideration lifestyle cost estimates, agency location, quantities to be supplied, conformity with specifications, purposes for which the items or services are required, and date of delivery.

*Senate Bill 163* provides that when the state purchases contractual services, it must purchase services performed within the United States, unless the services are not available to be performed within the United States.

*Senate Amendment 1* provides that the general requirement to purchase contractual services performed in the United States does not apply to the purchase of contractual services for the University of Wisconsin (UW) System, or any UW System campus or institution, if the contractual services are for research or instructional purposes. The purposes of the contractual services will be determined by the UW System, or a campus or institution, whichever is appropriate.

*Senate Amendment 2* provides that the general requirement to purchase contractual services performed in the United States does not apply if the purchase of the service is subject of a World Trade Organization agreement to which the United States is a signatory and the agreement preempts state regulation of the purchase.

### **Legislative History**

On February 14, 2008, the Senate Committee on Ethics Reform and Government Operations introduced and adopted Senate Amendments 1 and 2 and recommended Senate Bill 163 for passage, as amended, all on votes of Ayes, 5; Noes, 0.

RS:ksm