



September 1995 Special Session

**ASSEMBLY AMENDMENT 28,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1**

September 27, 1995 – Offered by Representatives BLACK and WILLIAMS.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 3, line 7: after that line insert:

3 **“SECTION 3b.** 16.752 (1) (cm) of the statutes is created to read:

4 16.752 (1) (cm) “Professional baseball park district” means a district created
5 under subch. III of ch. 229.

6 **SECTION 3c.** 16.752 (1) (b), (e) 1., (f), (g) and (i) of the statutes are amended to
7 read:

8 16.752 (1) (b) Aid in the identification of materials, supplies, equipment and
9 contractual services to be procured ~~by agencies~~ from work centers by agencies and
10 professional baseball park districts.

11 (e) 1. A summary of materials, supplies, equipment and contractual services
12 purchased ~~by agencies~~ from work centers by agencies and professional baseball park
13 districts.

14 (f) At least annually, conduct a review of the prices paid by agencies and
15 professional baseball park districts for the materials, supplies, equipment and

1 contractual services provided by work centers and make any adjustments necessary
2 to establish fair market price.

3 (g) Promulgate rules regarding specifications, time of delivery and designation
4 of materials, supplies, equipment and contractual services to be supplied by work
5 centers. The board shall maintain a list of each material, supply, piece of equipment
6 or contractual service to be supplied by work centers, and shall assign a number to
7 each item on the list. Specifications of the board shall be consistent with
8 specifications prescribed by agencies and professional baseball park districts for
9 which procurements are made.

10 (i) Prescribe a surcharge to be paid by each agency and professional baseball
11 park district, which shall be payable to the department within a time and in
12 accordance with a procedure specified by the board.

13 **SECTION 3d.** 16.752 (8) (a), (9), (12) (a), (c), (d) and (e) and (13) (a) (intro.), (b)
14 and (c) of the statutes are amended to read:

15 16.752 (8) (a) Furnish materials, supplies, equipment and services in strict
16 accordance with orders issued by agencies and professional baseball park districts.

17 (9) PURCHASE OF RAW MATERIALS. Work centers shall seek broad competition in
18 the purchase of raw materials and components used in the materials, supplies,
19 equipment or services provided under this section to agencies ~~under this section~~ and
20 professional baseball park districts. Work centers shall inform the board before
21 entering into multiyear contracts for such raw materials and components.

22 (12) (a) Except as provided in pars. (c), (d), (h) and (i) and as authorized under
23 sub. (13), agencies and professional baseball park districts shall obtain materials,
24 supplies, equipment and services on the list maintained by the board under sub. (2)
25 (g) from work centers qualified under sub. (7).

1 (c) Agencies and professional baseball park districts shall issue purchase
2 orders with sufficient time for the appropriate work center to produce the materials,
3 supplies or equipment or provide the services required.

4 (d) If any commodity on the list maintained under sub. (2) (g) is also produced
5 at an institution of the state and the commodity conforms to the specifications on the
6 list, ~~the~~ an ordering agency shall purchase the commodity from the institution.

7 (e) If a specific material, supply or piece of equipment on the list maintained
8 under sub. (2) (g) also appears on the list of materials, supplies and equipment
9 supplied by the prison industries under s. 16.75 (3t) (c), ~~the~~ an ordering agency shall
10 notify and provide prison industries with the opportunity to fill the order prior to
11 placing an order.

12 **(13)** (a) (intro.) Grant written authorization to an ordering agency or
13 professional baseball park district to procure materials, supplies, equipment or
14 services on the list maintained under sub. (2) (g) from commercial sources when all
15 of the following conditions are met:

16 (b) Issue an authorization to an ordering agency or professional baseball park
17 district to procure materials, supplies, equipment or services from commercial
18 sources when the quantity involved is not sufficient for the economical production
19 or provision by the work center to which the order is assigned.

20 (c) Issue authorizations under pars. (a) and (b) promptly upon request of an
21 ordering agency or professional baseball park district. The authorization shall be in
22 the form of a certificate which shall specify the quantities and delivery period covered
23 by the authorization. The organization shall transmit a copy of each certificate to
24 the board.

1 **SECTION 3e.** 16.752 (14) (d), (15), (17) and (18) (b) of the statutes are amended
2 to read:

3 16.752 **(14)** (d) Delivery of an order is accomplished when a shipment is
4 received and accepted by the purchasing agency or professional baseball park
5 district.

6 **(15)** ADJUSTMENT AND CANCELLATION OF ORDERS. If a work center fails to comply
7 with the terms of an order from an agency or professional baseball park district, the
8 ordering agency or district shall make every effort to negotiate adjustments before
9 canceling the order.

10 **(17)** QUALITY CONTROL. (a) Materials, supplies and equipment furnished by
11 work centers under specifications issued by an agency or professional baseball park
12 district shall be manufactured by work centers in strict accordance with the
13 specifications.

14 (b) Services provided by work centers under specifications issued by an agency
15 or professional baseball park district shall be performed by work centers in strict
16 accordance with the specifications. If no specifications exist, the services shall be
17 performed by work centers in accordance with good commercial practices.

18 (c) If the quality of a material, supply, piece of equipment or service received
19 from a work center is not satisfactory to the contracting agency or professional
20 baseball park district, the agency or district shall advise the board and, if the board
21 determines that the quality of the material, supply, equipment or service is
22 unsatisfactory, the board shall suspend the eligibility of the work center which
23 provided the material, supply or equipment or which performed the service to
24 participate in the program established under this section.

