

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-AB654)**

Received: **02/15/2010**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Rich Zipperer (608) 266-5120**

By/Representing: **Chris**

This file may be shown to any legislator: **NO**

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Local Gov't - munis generally  
Local Gov't - counties**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Rep.Zipperer@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

---

**Topic:**

Qualification-based selection process; local government projects that require a consultant; base selection on qualifications and cost

---

**Instructions:**

75% of projects that would otherwise be required to be done on "qualification-based selection" basis must be done that way, and 25% may be done based on cost.

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 02/15/2010	jdye 02/16/2010		_____			
/P1			phenry 02/16/2010	_____	cduerst 02/16/2010		
/1	mshovers 02/16/2010	jdye 02/16/2010	rschluet 02/16/2010	_____	lparisi 02/16/2010	lparisi 02/16/2010	

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13 MES 2/17/10

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12 MES 2/16/10 1/2 mm 2/16 JD 2/16 MN

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

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11 MES 2/16/10

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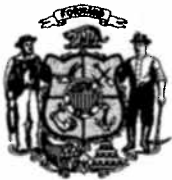
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1?	mshovers	PI 2/16/10 PH		Kim 2/16/10			
1/PI	MES	2/15/10					

FE Sent For:

<END>





JLD

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**ASSEMBLY AMENDMENT ,**  
**TO 2009 ASSEMBLY BILL 654**

WANTED:  
TUES.  
A.M.

D-NOTE

1 At the locations indicated, amend the bill as follows:

2

3 **1.** Page 4, line 7: delete lines 7 and 8 and substitute "shall be selected,  
4 approximately 75 percent of the time, only on the basis of the consultant's  
5 qualifications, as determined under this subsection, and shall be selected,  
6 approximately 25 percent of the time, only on the basis of the consultant's proposed  
7 fees."

7

8 **2.** Page 4, line 11: after "consultants" insert "or according to the consultants'  
9 proposed fees".

9

10 **3.** Page 4, line 12: delete "and" and substitute "but".

10

11 **4.** Page 4, line 12: delete "not".

11

12 **5.** Page 4, line 13: delete "except as provided in sub. (3)".

12

**6.** Page 5, line 1: after "proposals," insert "if".



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1564/dn

MES:.....

date

JK

Representative Zipperer: ✓

I'm not sure I understood exactly what you wanted, so I've done this as a preliminary amendment. If the amendment meets your intent, I'll make it a /1 and have the stripes delivered to your office. ✓ If I've misunderstood your intent, please let me know what you'd like changed and I'll redraft the amendment. ✓

Marc E. Shovers  
Managing Attorney  
Phone: (608) 266-0129  
E-mail: marc.shovers@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1564/P1dn  
MES:jld:ph

February 16, 2010

Representative Zipperer:

I'm not sure I understood exactly what you wanted, so I've done this as a preliminary amendment. If the amendment meets your intent, I'll make it a /1 and have the stripes delivered to your office. If I've misunderstood your intent, please let me know what you'd like changed and I'll redraft the amendment.

Marc E. Shovers  
Managing Attorney  
Phone: (608) 266-0129  
E-mail: [marc.shovers@legis.wisconsin.gov](mailto:marc.shovers@legis.wisconsin.gov)

**Shovers, Marc**

---

**From:** Reader, Chris  
**Sent:** Tuesday, February 16, 2010 12:04 PM  
**To:** Shovers, Marc  
**Subject:** FW: Draft review: LRB 09a1564/P1 Topic: Qualification-based selection process; local government projects that require a consultant; basis  
**Attachments:** LRBa1564\_P1; LRBa1564\_P1 Drafters\_Note

hey Marc- thanks for the amendment. Sorry I was out yesterday afternoon and wasn't able to get into this better for you.

I don't think this is quite what we're looking for. Basically, we heard at the committee hearing that Waukesha County, and probably other municipalities, already use QBS, as the bill would require, but their system is a hybrid of pure QBS and low-bid. Basically, they use QBS for 75% of their scoring process, and the submitted bids for 25% of the process. What Rich is looking for is an amendment that would allow municipalities who do this 75/25 split of QBS and cost to continue that practice of using cost for 25% of the original bid scoring system.

**Chris Reader**  
Office of Rep. Rich Zipperer  
Wisconsin State Assembly  
(608) 266-5120 office

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**From:** Duerst, Christina  
**Sent:** Tuesday, February 16, 2010 11:47 AM  
**To:** Rep.Zipperer  
**Subject:** Draft review: LRB 09a1564/P1 Topic: Qualification-based selection process; local government projects that require a consultant; basis

**Following is the PDF version of draft LRB 09a1564/P1 and drafter's note.**



RMR

~~PRELIMINARY DRAFT NOT READY FOR INTRODUCTION~~  
ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 654

today

INS  
H-1

At the locations indicated, amend the bill as follows:

1. Page 4, line 7: delete lines 7 and 8 and substitute "shall be selected, approximately 75 percent of the time, only on the basis of the consultant's qualifications, as determined under this subsection, and shall be selected, approximately 25 percent of the time, only on the basis of the consultant's proposed fees."
2. Page 4, line 11: after "consultants" insert "or according to the consultants' proposed fees".
3. Page 4, line 12: delete "and" and substitute "but".
4. Page 4, line 12: delete "not".
5. Page 4, line 13: delete "except as provided in sub. (3)".
6. Page 5, line 1: after "proposals," insert "if".

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2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa1564/lins  
MES:jld:ph

NS 1-1

1. Page 4, line 7: delete lines 7 and 8 and substitute “shall be selected on the basis of the consultant’s qualifications, as determined under this subsection, and on the basis of the consultant’s proposed fees.”.

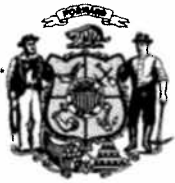
2. Page 4, line 11: after “consultants” insert “and the consultants’ proposed fees. Seventy-five percent of the weight in the rankings shall be based on the qualifications of the consultants and 25 percent of the weight in the rankings shall be based on consultants’ proposed fees”.

\*

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end of ins  
1-1





State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa1564  
MES:jld:rs  
#nm

*RMR*

ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 654

*today*

1 At the locations indicated, amend the bill<sup>✓</sup> as follows:

2 **1.** Page 4, line 7: delete lines 7 and 8 and substitute "shall be selected on the  
3 basis of the consultant's qualifications, as determined under this subsection, and on  
4 the basis of the consultant's proposed fees."

5 **2.** Page 4, line 11: after "consultants" insert "and the consultants' proposed  
6 fees. Seventy-five percent of the weight in the rankings shall be based on the  
7 qualifications of the consultants and 25 percent of the weight in the rankings shall  
8 be based on the consultants' proposed fees".

9 **3.** Page 4, line 12: delete "and" and substitute "but".

10 **4.** Page 4, line 12: delete "not".

11 **5.** Page 4, line 13: delete "except as provided in sub. (3)".

12 (END)

*↓*

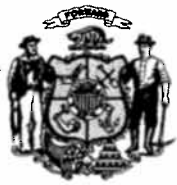
2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa1564/2ins  
MES:jld:rs

1. Page 5, line 24: after that line insert:

Δ.....Δ  
“(d) If a local governmental unit has in effect on the effective date of this paragraph [LRB inserts date] a qualifications-based selection process that is similar to the process described in this subsection, the local governmental unit may continue to use its own qualification-based selection process if, in its rankings of proposals, at least 75 percent of the weight in the rankings is based on the consultant’s qualifications, as described under sub. (2) (c). The remaining weight in the rankings may be based on the consultant’s proposed fees.”.

(END)



3  
RMR

ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 654

and has used that process either on its last project or on a project that was completed within the 12-month period that ends on the effective date of this paragraph... [LRB inserts date],

NOW

1 At the locations indicated, amend the bill as follows:

2 1. Page 5, line 24: after that line insert:

3 "(d) If a local governmental unit has in effect on the effective date of this

4 paragraph ... [LRB inserts date], a qualifications-based selection process that is

5 similar to the process described in this section, the local governmental unit may

6 continue to use its own qualification-based selection process if, in its rankings of

7 proposals, at least 75 percent of the weight in the rankings is based on the

8 consultant's qualifications, as described under sub. (2) (c). The remaining weight in

9 the rankings may be based on the consultant's proposed fees."

10

(END)