

2015 DRAFTING REQUEST

Bill

Received: 3/4/2016 Received By: emueller
For: Joan Ballweg (608) 266-8077 Same as LRB:
May Contact: By/Representing: Bethany
Subject: Transportation - mass trnst/rail Drafter: emueller
Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Ballweg@legis.wisconsin.gov
Carbon copy (CC) to: eric.mueller@legis.wisconsin.gov
zachary.wyatt@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Rail project competitive bidding requirements

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 3/8/2016	eweiss 3/9/2016	_____			
/P1	emueller 4/4/2016		_____	sbasford 3/9/2016		State
/1		wjackson 4/4/2016	_____	lparisi 4/4/2016	mbarman 4/5/2016	State

FE Sent For:

at intro

<END>

Mueller, Eric

From: Anderson, Bethany
Sent: Friday, March 04, 2016 10:28 AM
To: Mueller, Eric
Subject: Drafting Request

Hi Eric,

Thanks for your help. Rep. Ballweg's drafting request is as follows:

1. Delete s. 85.077(2)(c), Wis. Stats.; and
2. Amend s. 85.077(3), Wis. Stats., as follows:
 - a. (3) The department or the recipient of public funds may not subdivide a project into more than one contract, allocate work or workers in any manner, or transfer the jurisdiction of a project to avoid the requirements of sub. (1)-, except that a railroad recipient may perform work on a publicly-funded project with its own employees without bidding that work, if the work only involves rail property or rail property improvements owned or leased by the railroad.

Let me know if you have any questions,
Bethany

Bethany Anderson
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State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-4830/P1
EVM:cjs&emw

RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

4/4/16

Today

- 1 AN ACT *to repeal* 85.077 (2) (c); *to amend* 85.077 (1); and *to create* 85.077 (3m)
2 of the statutes; **relating to:** bidding requirements for certain railroad projects.

Analysis by the Legislative Reference Bureau

This bill modifies certain bidding requirements related to rail projects that are funded in any part with public funds.

Under current law, subject to several exceptions, a project involving the construction, rehabilitation, improvement, demolition, or repair of rail property or rail property improvements that is funded in any part with public funds must be let by contract on the basis of competitive bids and the contract must be awarded to the lowest responsible bidder. Current law also provides that DOT or the recipient of public funds may not subdivide a project into more than one contract, allocate work or workers in any manner, or transfer the jurisdiction of a project to avoid these bidding requirements. Under one of the exceptions, the bidding requirements do not apply if the project involves only rail property or rail property improvements owned or leased by a railroad and the project is to be performed by the railroad using its own employees.

Under this bill, the exception from the bidding requirements for a project involving only rail property or rail property improvements being performed by the railroad's own employees is eliminated. In place of this exception, the bill provides that a railroad may perform any portion of a project using its own employees without complying with the bidding requirements as to that portion of the project if the portion of the project involves only rail property or rail property improvements owned or leased by the railroad.

Milford, Renae

From: Anderson, Bethany
Sent: Monday, April 04, 2016 4:56 PM
To: LRB.Legal
Subject: Draft Review: LRB -4830/1

Please Jacket LRB -4830/1 for the ASSEMBLY.