

2015 DRAFTING REQUEST

Bill

Received: **1/22/2015** Received By: **chanaman**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget** By/Representing: **Ley**
May Contact: Drafter: **chanaman**
Subject: **State Govt - procurement** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **sbostatlanguage@webapps.wi.gov**

Pre Topic:

DOA:.....Ley, BB0468 -

Topic:

Prison industries procurement

Instructions:

See attached

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>
/P1	chanaman 1/22/2015	kfollett 1/23/2015	jfrantze 1/23/2015	_____	srose 1/23/2015		

FE Sent For:

<END>

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/P1	chanaman	1/15/15 1/23	1/15/15 1/23	<i>JL</i> 1/23			

FE Sent For:

<END>

Hanaman, Cathlene

From: Emily.Ley@wisconsin.gov
Sent: Thursday, January 22, 2015 2:15 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Ley, Emily A - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0468

Biennial Budget: 2015-17

DOA Tracking Code: BB0468

Topic: Prison Industries Procurement

SBO Team: AEJ

SBO Analyst: Ley, Emily - DOA
Phone: 608-266-2213
E-mail: Emily.Ley@wisconsin.gov

Agency Acronym: DOC

Agency Number: 410

Priority: High

Intent:

Please modify the 3rd and 4th sentences of s. 16.75(3t)(c) to replace "equal to or lower" (current law) with "comparable" (law prior to 2011 Act 32). See section 256 of 2011 Act 32. We want to return to the comparable price standard prior to Act 32.

Sentence 3 should read: "Except as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed proposals with respect to the purchase of any materials, supplies, equipment or contractual services enumerated in the list, the department of administration or any other designated purchasing agent under s. 16.71 (1) shall offer prison industries the opportunity to supply the materials, supplies, equipment or contractual services if the department of corrections is able to provide them at a price comparable to one which may be obtained through competitive bidding or competitive sealed proposals and is able to conform to the specifications."

Sentence 4: "If the department of administration or other purchasing agent is unable to determine whether the price of prison industries is comparable to one obtained through competitive bidding or competitive sealed proposals, it may solicit bids or competitive proposals before awarding the order or contract. This paragraph does not apply to the printing of the following forms:"

Attachments: False

Please send completed drafts to SBOSTatlanguage@webapps.wi.gov



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-1389/P1

CMH: [Signature]

DOA:.....Ley, BB0468 – Prison industries procurement

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

1/23

Don't Gen

1 AN ACT ...; relating to: the budget

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 16.75 (3t) (c) (intro.) of the statutes is amended to read:
3 16.75 (3t) (c) (intro.) The department of corrections shall periodically provide
4 to the department of administration a current list of all materials, supplies,
5 equipment or contractual services, excluding commodities, that are supplied by
6 prison industries, as created under s. 303.01. The department of administration
7 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except
8 as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed

1 proposals with respect to the purchase of any materials, supplies, equipment or
2 contractual services enumerated in the list, the department of administration or any
3 other designated purchasing agent under s. 16.71 (1) shall offer prison industries the
4 opportunity to supply the materials, supplies, equipment or contractual services if
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6 lower than comparable to one which may be obtained through competitive bidding
7 or competitive sealed proposals and is able to conform to the specifications. If the
8 department of administration or other purchasing agent is unable to determine
9 whether the price of prison industries is equal to or lower than comparable to one
10 obtained through competitive bidding or competitive sealed proposals, it may solicit
11 bids or competitive proposals before awarding the order or contract. This paragraph
12 does not apply to the printing of the following forms:

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h, 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81; 2013 a. 20, 166, 192; s. 13.92 (2) (i).

13

(END)



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-1389/P1
CMH:kjf:jf

DOA:.....Ley, BB0468 – Prison industries procurement

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

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13 (END)