

2017 DRAFTING REQUEST

Bill

For: **Daniel Knodl (608) 266-3796** Drafter: **chanaman**
 By: **Trevor** Secondary Drafters:
 Date: **3/30/2017** May Contact:
 Same as LRB: **-4249**

Submit via email: **YES**
 Requester's email: **Rep.Knodl@legis.wisconsin.gov**
 Carbon copy (CC) to: **katie.bender-olson@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Exempt signage from BSI requirements

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	chanaman 4/27/2017	wjackson 4/28/2017	lparisi 3/30/2017		
/P2			hkohn 4/28/2017		
/1			lparisi 9/5/2017	mbarman 9/25/2017	

FE Sent For: **<END>**

↳ Not Needed



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

*SA ✓
Xref ✓
TW ✓*

Gen ✓

1 **AN ACT ...; relating to:** state procurement of signage.

Analysis by the Legislative Reference Bureau

Under current law, state agencies making purchases generally must allow the Department of Corrections the opportunity to provide the materials, supplies, equipment, or services if DOC is able to do so for a price that is comparable to one obtained through competitive bidding. This bill provides an exemption for the purchase of signage.

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 ~~X~~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) (ag)[✓] or (am), prior to seeking bids or competitive

1 sealed proposals with respect to the purchase of any materials, supplies, equipment
2 or contractual services enumerated in the list, the department of administration or
3 any other designated purchasing agent under s. 16.71 (1) shall offer prison industries
4 the opportunity to supply the materials, supplies, equipment or contractual services
5 if the department of corrections is able to provide them at a price that is comparable
6 to one which may be obtained through competitive bidding or competitive sealed
7 proposals and is able to conform to the specifications. If the department of
8 administration or other purchasing agent is unable to determine whether the price
9 of prison industries is comparable to one obtained through competitive bidding or
10 competitive sealed proposals, it may solicit bids or competitive proposals before
11 awarding the order or contract. This paragraph does not apply to the printing of the
12 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; 2015 a. 55, 195.

13 **SECTION 2. 16.75 (6) (ag)** of the statutes is created to read:

14 ~~16.75 (6) (ag)~~ Subsection (3t) does not apply to purchases of signage.

15 (END)



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2718/P1

CMH:amn

PV
TWY

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT to amend 16.75 (3t) (c) (intro.); and to create 16.75 (6) (ag) of the
2 statutes; relating to: state procurement of signage.

Analysis by the Legislative Reference Bureau

INS
A
16.75
Alan
Under current law, state agencies making purchases generally must allow the Department of Corrections the opportunity to provide the materials, supplies, equipment, or services if DOC is able to do so for a price that is comparable to one obtained through competitive bidding. This bill provides an exemption for the purchase of signage.

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INS
1-3
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7 prison industries, as created under s. 303.01. The department of administration
8 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except

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

14 **SECTION 2.** 16.75 (6) (ag) of the statutes is created to read:

15 16.75 **(6)** (ag) Subsection (3t) does not apply to purchases of signage.

16

(END)

MS
2-16

**2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2718/p2ins
CMH:...

1 Insert A

 Under current law, if a state agency makes a purchase for which the estimated cost exceeds \$50,000, the purchase must be made through competitive bidding. Under this bill, if the items being purchased are signs, the purchase must be made through competitive bidding if the estimated cost exceeds \$3,500.

2

3 Insert 1-3

4 **SECTION 1.** 16.75 (1) (b) 1. and 2. and (c) of the statutes are amended to read:

5 16.75 (1) (b) 1. Except as provided in subd. 2., when the estimated cost exceeds
6 ~~\$25,000~~ \$50,000, the department shall ~~invite solicit bids to be submitted.~~

7 2. ~~Bids are not required if~~ If the item being purchased is a sign, bids shall be
8 solicited unless the estimated cost does not exceed ~~\$50,000~~ \$3,500.

9 (c) Except as provided in par. (b) 2. and sub. (7), when the estimated cost is
10 \$25,000 or less, the award may be made in accordance with simplified procedures
11 established by the department for such transactions.

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; 2015 a. 55, 195; 2017 a. 3.

12

13 Insert 2-16

14 **SECTION 2. Initial applicability.**

15 (1) The treatment of section 16.75 (1) (b) 1. and 2. and (c) of the statutes first
16 applies to purchases made on the effective date of this subsection.



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2718/F2
CMH:amn

No
changes

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to amend** 16.75 (1) (b) 1. and 2. and (c) and 16.75 (3t) (c) (intro.); and **to**
2 **create** 16.75 (6) (ag) of the statutes; **relating to:** state procurement of signs.

Analysis by the Legislative Reference Bureau

Under current law, if a state agency makes a purchase for which the estimated cost exceeds \$50,000, the purchase must be made through competitive bidding. Under this bill, if the items being purchased are signs, the purchase must be made through competitive bidding if the estimated cost exceeds \$3,500.

Also under current law, state agencies making purchases generally must allow the Department of Corrections the opportunity to provide the materials, supplies, equipment, or services if DOC is able to do so for a price that is comparable to one obtained through competitive bidding. This bill provides an exemption for the purchase of signs.

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

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4 16.75 (1) (b) 1. Except as provided in subd. 2., when the estimated cost exceeds
5 ~~\$25,000~~ \$50,000, the department shall invite solicit bids to be submitted.

Barman, Mike

From: Ford, Trevor
Sent: Monday, September 25, 2017 2:21 PM
To: LRB.Legal
Subject: Draft Review: LRB -2718/1

Please Jacket LRB -2718/1 for the ASSEMBLY.