AN ACT to create 66.0821 (1) (ae) and 66.0821 (2m) of the statutes; relating to: generally prohibiting local units of government from excluding from consideration certain piping materials.

Analysis by the Legislative Reference Bureau
This bill generally prohibits local governmental units from excluding from consideration the use of piping materials that meet the project’s standards, where required and as part of a public contract, unless there are sound engineering practices suggesting that a particular type of piping materials be used for that particular project. The bill defines piping materials as piping materials that meet standards issued by ASTM International, the American Water Works Association, or NSF International.

For further information see the local fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 66.0821 (1) (ae) of the statutes is created to read:

66.0821 (1) (ae) “Piping materials” means piping materials that meet standards issued by at least one of the following organizations:
1. ASTM International.
3. NSF International.

**SECTION 2.** 66.0821 (2m) of the statutes is created to read:

66.0821 (2m) USE OF PIPING MATERIALS. If a municipality or municipal public utility enters into a public contract under s. 66.0901 for a project for which piping materials are required, the municipality or municipal public utility may not exclude any type of piping materials that meet the performance requirements of the project from consideration of being used under the public contract unless, following its review of the bids or proposals submitted, sound engineering practices suggest that a particular type of piping materials is more appropriate for that particular project.

**SECTION 3. Initial applicability.**

(1) This act first applies to a public contract that is entered into on the effective date of this subsection.

(END)