

CR 83-190

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STATE OF WISCONSIN)
)
) ss.
)
DEPARTMENT OF ADMINISTRATION)

I, Doris J. Hanson, Secretary of the Department of Administration and custodian of the official records do hereby certify that the annexed rules relating to Contract Compliance, were duly approved and adopted by this Department on April 23, 1984. I further certify that this copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand at 101 South Webster Street in the City of Madison, this 20th day of July, 1984.



Doris J. Hanson, Secretary

10-1-84

ORDER OF THE
DEPARTMENT OF ADMINISTRATION
ADOPTING RULES

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Relating to rules concerning Contract Compliance.

To amend ss. Adm 50.02(2), Adm 50.04(2), Adm 50.05(1)(c) NOTE, Adm 50.05(2)(d) of the Wisconsin Administrative Code.

Analysis prepared by the Department of Administration:

Section 16.765(5), Stats., authorizes the department of administration to promulgate such rules as may be necessary for the department to administer a program of nondiscrimination and affirmative action for contractors who contract with state agencies.

The amendments are necessary to update rule language in accordance with the change in s. 16.765, Stats., in 1982. Section 16.765 was amended to include sexual orientation, as defined in s. 111.32(13m), Stats., in the provision of nondiscrimination included in all contracts executed by state agencies.

The rule amendments will not have any effect on small businesses as defined in s. 227.016, Stats.

Pursuant to the authority vested in the Department of Administration by ss. 16.004(1) and 16.765(5), Stats., the Department hereby adopts rules interpreting s. 16.765, Stats., as follows:

SECTION 1. Adm 50.02(2), Adm 50.04(2), Adm 50.05(1)(c) NOTE and Adm 50.05(2)(d) are amended to read:

Adm 50.02(2) Encourage and foster to the fullest extent practicable the employment of all properly qualified persons regardless of their age, race, religion, color, handicap, sex, physical condition, developmental disability, sexual orientation, as defined in s. 111.32(13m), Stats., or national origin.

Adm 50.04(2) The contractor shall, in all solicitations or advertisement for employes placed by it or on its behalf, state that all qualified applicants shall receive consideration for employment without regard to age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s. 51.01(5), Stats., sexual orientation, as defined in s. 111.32(13m), Stats., or national origin.

Adm 50.05(1)(c) NOTE: The following is an example of an acceptable policy statement: It is the policy of (name of firm) not to discriminate against any employe or application for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability, sexual orientation, as defined in s. 111.32(13m), Stats., or national origin. This policy shall include, but not be limited to the following: employment, upgrading, demotion or transfer; recruitment or other compensation; and selection for training, including apprenticeship. Except with resepect to sexual orientation, ~~This~~ this company further agrees to take affirmative action to ensure equal employment opportunities.

(Name of executive and title) has been appointed equal opportunity officer and is responsible for the planning, implementation and day-to-day monitoring of the affirmative action program. All personnel responsible for hiring and promotion of employes and the development and implementation of programs and activities are charged to support this

program and shall provide leadership in carrying out the goals and objectives.

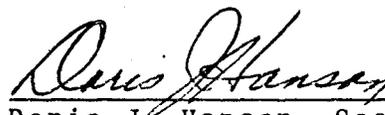
During the life of the contract, the (name of firm) shall comply with s. 16.765, Stats., state regulations and federal law, and shall continue to work cooperatively with governmental and community organizations in ensuring equal employment and advancement opportunities.

Adm 50.05(2)(d) Informing employment sources verbally and in writing of company policy to actively recruit and refer qualified handicapped persons, minorities and women for all positions listed. All solicitations for advertisements for employees placed by or on behalf of the company shall state that qualified applicants will receive consideration for employment without regard to age, race, religion, color, handicap, sex, physical condition, developmental disability, sexual orientation, as defined in s. 111.32(13m), Stats., or national origin; and

The rule amendments contained in this order shall take effect as provided in s. 227.026(1)(intro.), Stats.

Dated: _____

7/20/84



Doris J. Hanson, Secretary

FISCAL ESTIMATE
AD-MBA-23 (Rev. 11/80)

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.
Adm 50
Amendment No. if Applicable

Subject
Contract Compliance

Fiscal Effect
State: No State Fiscal Effect
Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.
 Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation
 Increase Costs - May Be Possible to Absorb Within Agency's Budget Yes No
 Decrease Costs

Local: No local government costs
1. Increase Costs Permissive Mandatory
2. Decrease Costs Permissive Mandatory
3. Increase Revenues Permissive Mandatory
4. Decrease Revenues Permissive Mandatory
5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____

Fund Sources Affected Affected Ch. 20 Appropriations
 GPR FED PRO PRS SEG SEG-S s. 20.505(1)(a)

Assumptions Used in Arriving at Fiscal Estimate
There is no anticipated statewide or local fiscal effect from the proposed rule amendments. The rule changes are necessary to update rule language.

Long-Range Fiscal Implications
None

Agency Administration
Authorized Signature/Telephone No. *Doris J. Hanson*
Date 11/8/83
Doris J. Hanson, Secretary