

CR 83-31

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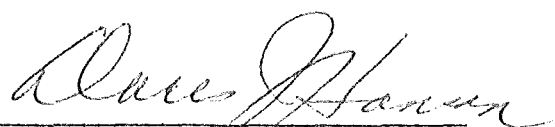
SEP 1 1983

1:30  
Revisor of Statutes  
Bureau

STATE OF WISCONSIN )  
 )  
 ) ss  
DEPARTMENT OF ADMINISTRATION )

I, Secretary of the Department of Administration and custodian of the official records do hereby certify that the annexed rules relating to advertising, bidding and award of construction contracts, were duly approved and adopted by this Department on July 25, 1983. 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 30th day of August, 1983.

  
Doris J. Hanson, Secretary

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ORDER OF THE  
DEPARTMENT OF ADMINISTRATION  
AMENDING RULES

Relating to rules concerning advertising, bidding and award of construction contracts.

To repeal Adm 21.02(1)(c) and Adm 21.07(5); to renumber Adm 21.02(1)(d), (e), (f), (g) and (h); and to amend Adm 21.04(4), Adm 21.06(title), Adm 21.07(3)(c), Adm 21.09(6) and (7), relating to advertising, bidding and award of construction contracts of the Wisconsin Administrative Code.

Analysis prepared by the Department of Administration:

Section Adm 21.02(1)(c), is repealed because identification of the firm or agency that designed a project is not required by statute and the department believes it should not be a requirement in the advertisement for proposals because it is not relevant information to prospective bidders.

Section Adm 21.07(5) is repealed because the department finds that it is no longer feasible to continue sending the unofficial bid tabulations to bidders. Due to time and personnel limitations, bid tabulations may not be prepared and issued by the department as long as 6 weeks after a bid opening. Bid results are currently available by attendance at the bid opening, telephoning the department following the bid opening and publication in various construction trade publications.

Sections Adm 21.02(1)(d), (e), (f), (g) and (h) are renumbered to provide consistency in the numbering sequence throughout the rule.

Sections Adm 21.04(4), Adm 21.06(title), Adm 21.07(3)(c), Adm 21.09(6) and (7) are amended to correct language in the current rule.

Pursuant to the authority vested in the Department of Administration by ss. 16.855(15) and 16.004(1), Stats., the Department of Administration hereby amends rules interpreting s. 16.855, Stats., as follows:

SECTION 1. Adm 21.02(1)(c) is repealed.

SECTION 2. Adm 21.02(1)(d) to (h) are renumbered Adm 21.02(1)(c) to (g).

SECTION 3. Adm 21.04(4) is amended to read:

(4) No addenda shall be issued during the last 7 calendar days prior to the published bid opening date unless such addenda ~~includes-~~ include an extension of the bid opening date for a minimum of 7 additional days.

SECTION 4. Adm 21.06(title) is amended to read:

Adm 21.06 WITHDRAWAL OF BIDS.

SECTION 5. Adm 21.07(3)(c) is amended to read:

(3)(c) The written word price quotation for the the base bid and alternate bid(s).

SECTION 6. Adm 21.07(5) is repealed.

SECTION 7. Adm 21.09(6) and (7) are amended to read:

(6) Award of a contract will not be finalized until the required performance payment bond and certificate of insurance has have been received and approved by the department of administration.

(7) Any contractor or subcontractor who enters into a contract on a state construction project shall assume an obligation to take whatever affirmative ~~actions~~ action are is necessary to assure equal employment opportunity in all aspects of employment, irrespective of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s. 51.01(5), Stats., or national origin. It is expected that all contractors and subcontractors will carry out that part of their contract pertaining to equal employment opportunity and affirmative action with the same amount of thought and diligence as with any other part of the contract. See Adm 21.02(7)(c)5 and Adm 21.08(1)(f).

The rules as amended in this order shall take effect as provided in s. 227.026(1)(intro.), Stats.

Dated:

8/30/83

Doris J. Hanson  
Doris J. Hanson, Secretary

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

ORIGINAL       UPDATED  
 CORRECTED     SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.  
Adm 21

Amendment No. if Applicable

Subject

Advertising, bidding and award of construction contracts

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

GPR     FED     PRO     PRS     SEG     SEG-S

Affected Ch. 20 Appropriations

s. 20.505(1)(a), Stats.

Assumptions Used in Arriving at Fiscal Estimate

There is no anticipated statewide or local fiscal effect. The proposed rule changes will have no increase or significant decrease in department costs allocated under existing budgets. The majority of the changes contained in this order are to repeal unnecessary rules and update rule language.

Long-Range Fiscal Implications

None

Agency

Department of Administration

Authorized Signature/Telephone No.

*Doris J. Hanson*  
Doris J. Hanson, Secretary

Date

2/21/83