

## Chapter WGC 62

### MAJOR PROCUREMENTS

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Note: Chapter LOT 6 was created as an emergency rule effective June 17, 1988. Chapter LOT 6 was renumbered chapter WGC 62 under s. 13.93 (2m) (b) 1., Stats., Register, March, 1995, No. 471.

**WGC 62.01 Purpose.** The purpose of this chapter is to provide the executive director with procedures regarding the Wisconsin lottery's major procurements.

**History:** Cr. Register, March, 1989, No. 399, eff. 4-1-89.

**WGC 62.02 Definitions.** In this chapter: "major procurement" has the meaning specified in s. 565.01 (4), Stats.

**WGC 62.20 Appeal. (1) RIGHT TO APPEAL.** (a) Any vendor, who submitted a competitive bid in response to a request for proposal or request for bid for a major procurement, and who is aggrieved by the executive director's notice of intent to contract with another vendor, may appeal the executive director's decision.

(b) The vendor shall file a written notice of the intent to appeal with the executive director no later than 5 working days after the issuance of the executive director's notice of intent to contract. The notice of appeal shall be deemed to be filed on the day it is received by the executive director.

(c) The vendor shall file the written appeal, fully identifying the contested issues with the executive director no later than 10 working days after the issuance of the execu-

tive director's intent to contract. The appeal shall allege a violation of a state statute or the Wisconsin administrative code. The written appeal shall be deemed to be filed on the day it is received by the executive director.

(2) **AUTHORITY TO RESOLVE AN APPEAL.** The executive director may settle and resolve an appeal. A settlement or resolution under this subsection may include the issuance of a new request for proposal or request for bid.

(3) **DECISION.** Unless more time is required to conduct an investigation, the executive director shall issue a written decision on the appeal to the vendor within 10 working days of receipt of the appeal. The executive director's decision may include the issuance of a new request for proposal or request for bid.

(4) **STATE OF PROCUREMENTS DURING AN APPEAL.** During the appeal process, the executive director may not proceed further with the award of the contested contract until a decision is rendered on the appeal, unless the executive director determines that the award of the contract without delay is necessary to protect substantial interests of the state.

**History:** Cr. Register, March, 1989, No. 399, eff. 4-1-89.