



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1267/P1
CMH:nwn:jf

DOA:.....Thornton, BB0279 – Use of prison industries in state procurement

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; **relating to:** the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

SECTION 1. 16.72 (2) (d) of the statutes is repealed.

SECTION 2. 16.75 (3t) (c) (intro.) of the statutes is amended to read:

16.75 (3t) (c) (intro.) The department of corrections shall periodically provide to the department of administration a current list of all materials, supplies, equipment or contractual services, excluding commodities, that are supplied by prison industries, as created under s. 303.01. The department of administration

shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed proposals with respect to the purchase of any materials, supplies, equipment or contractual services enumerated in the list, the department of administration or any other designated purchasing agent under s. 16.71 (1) shall offer prison industries the opportunity to supply the materials, supplies, equipment or contractual services if the department of corrections is able to provide them at a price ~~comparable to that~~ is equal to or lower than one which may be obtained through competitive bidding or competitive sealed proposals and is able to conform to the specifications, ~~provided the specifications are written in accordance with s. 16.72 (2) (d).~~ If the department of administration or other purchasing agent is unable to determine whether the price of prison industries is ~~comparable~~ equal to or lower than one obtained through competitive bidding or competitive sealed proposals, it may solicit bids or competitive proposals before awarding the order or contract. This paragraph does not apply to the printing of the following forms:

SECTION 3. 16.751 of the statutes is amended to read:

16.751 Information technology purchases by investment board. The requirements of ss. 16.72 (2) (b) ~~and (d)~~ and 16.75 (1) (a) 1. and (2m) (g) do not apply to procurements authorized to be made by the investment board under s. 16.78 (1) for information technology purposes.

(END)