

State Fiscal Year 2011 Update #4

Wednesday, November 24, 2010

PLEASE READ ENTIRE UPDATE. It contains important information impacting bids to be advertised on or after January 1, 2011. Also be sure to read additional documents referenced in this Update.

NEW DISADVANTAGED BUSINESS ENTERPRISE (DBE) REQUIREMENTS

In 2008 the U.S. Environmental Protection Agency (EPA) developed new requirements for solicitation and utilization of DBEs in projects funded through State Revolving Funds. These new requirements apply to Wisconsin's Clean Water Fund Program (CWFP) and Safe Drinking Water Loan Program (SDWLP).

After much discussion regarding EPA's new rules, Environmental Loans staff decided it would be best to apply some of the new rules to only those projects DNR designates as federal equivalency projects. Each of the following documents which are posted on our News, Dates & Events web page (<http://dnr.wi.gov/org/caer/cfa/EL/Section/news.html>) include important guidance regarding the implementation of the new DBE rules in the CWFP and SDWLP. In order to understand the new rules and how they apply to your project, it is important that you read through each of these documents.

- **Contract Packet for Disadvantaged Business Enterprise Compliance** - Much of the language included in the Contract Packet must be included in the bidding documents provided to potential contractors for bids advertised on or after January 1, 2011. We encourage consulting engineers to include the entire Contract Packet in bidding documents and the actual construction contract.
- **DBE Requirements Matrix** - This document will help you determine which DBE requirements you need to comply with for each specific project you are financing through the CWFP and SDWLP. The Matrix is also included on page 2 of the Contract Packet.
- **DBE Solicitation Guidance** - This document includes instructions that apply to **ALL** municipalities and projects being funded through the CWFP and SDWLP. This document is also included as an attachment to the Contract Packet.
- **DBE Fact Sheet** - This Fact Sheet contains information regarding the laws governing the new DBE requirements.

If you have questions regarding any of this information, please contact Meja Maka at 608-266-9193 or meja.maka@wisconsin.gov, or contact the DNR project manager assigned to your project.