

STATE OF WISCONSIN DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor Kathy Blumenfeld, Secretary-Designee

May 2, 2022

Honorable Tony Evers Governor, State of Wisconsin 115 East State Capitol Madison, WI 53707

Mr. Michael J. Queensland, Senate Chief Clerk Wisconsin Senate B20 South, State Capitol Madison, WI 53702

Mr. Edward Blazel, Assembly Chief Clerk Wisconsin Assembly 17 West Main Street, Suite 401 Madison, WI 53703

Dear Governor Evers, Chief Clerk Queensland, and Chief Clerk Blazel,

Attached please find the State of Wisconsin Supplier Diversity Report for Fiscal Year 2021 pursuant to §16.75 (3m)(c), Wis. Stats. The Department of Administration (DOA) is required to annually report enterprise-wide participation by Minority Business Enterprises (MBEs) and Disabled Veteran Businesses (DVBs) on State contracts to the Governor and Legislature for distribution to the appropriate legislative committees. The report provides information on State agency and University of Wisconsin spending with certified MBEs and DVBs in the areas of general procurement, engineering and architectural services, building construction, and state highway construction.

Wisconsin has established a 5 percent goal with MBEs and a 1 percent goal with DVBs for purchases of goods and services by State agencies and University of Wisconsin campuses. The 2021 Supplier Diversity Annual Report indicates that the State of Wisconsin attained a 6.34 percent overall spend with MBE and DVB suppliers. This marks the second consecutive year that Wisconsin has met its MBE spend goal and only the sixth time since the MBE program was established in 1983.

Since Governor Tony Evers released Executive Order #59 relating to diversity, equity, and inclusion in State government in 2019, the Supplier Diversity Program has made immense strides toward creating a more inclusive supply chain in Wisconsin. Led by its director, Tondra Davis, the program has increased the number of certified businesses, including a record high for DVBs;

revamped its web presence to connect stakeholders with critical information and resources; and and expanded and enhanced its outreach portfolio to include more online training sessions for businesses and regular bulletins highlighting program opportunities.

The work of the last year has laid a strong foundation upon which we can build in 2022. Moving forward, we hope to foster even more opportunities for diverse-owned businesses to build a Wisconsin that works for all.

Sincerely,

Kathy Blumenfeld

Kathy Blumenfeld Secretary-designee

WISCONSIN DEPARTMENT OF ADMINISTRATION



Fiscal Year 2021 ANNUAL REPORT

July 1, 2020 - June 30, 2021

Department of Administration Division of Enterprise Operations Wisconsin Supplier Diversity Program

May 2022

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Contact: Tondra Davis, Director Wisconsin Supplier Diversity Program Department of Administration 101 East Wilson Street, 6th Floor PO Box 7970 Madison, WI 53707-7970 tondra.davis1@wisconsin.gov

Executive Summary

History of the Wisconsin Supplier Diversity Program. The Wisconsin Supplier Diversity Program was created in 1983 when the Legislature passed Wisconsin Act 390 that set a five percent participation goal for State agencies and University of Wisconsin campuses for purchases of goods and services with certified Minority-Owned Business Enterprises (MBEs). The Act also established a *permissive* five percent bid preference for certified MBE firms responding to bids for State contracts.

In 2010, the Legislature enacted Wisconsin Act 299, which provided a participation goal of a portion of State contracts for Service-Disabled Veteran-Owned Businesses (DVBs) certified by the State of Wisconsin. It also provided a *permissive* five percent bid preference to such firms. In 2014, the Legislature enacted an amendment under 2013 Wisconsin Act 192 to establish a one percent participation goal for DVBs.

Fiscal Year 2021 Highlights. Diverse suppliers accounted for \$192,009,567 of \$3,026,704,417 State agency and University of Wisconsin spending in general procurement, facilities construction, architectural/engineering, and state highway services during FY21. Diverse supplier purchases represented 6.34 percent of total spend. FY21 highlights included:

- State agencies spent \$140,049,312 with MBE/DVB businesses on general procurement in FY21, or 8.71 percent of spend totaling \$1,607,249,642.
- University of Wisconsin System campuses spent \$6,628,135 in the procurement of goods and services with certified MBE (\$6,382,811)/DVB (\$245,324) in FY21, or 1.17 percent of spend totaling \$566,577,878.
- The DOA Division of Facilities Development (DFD) spent \$452,721,755 on various state construction projects in FY21. MBEs accounted for \$13,109,409 of total expenditures and DVBs accounted for \$352,663 for a total of \$13,462,072 representing 2.97 percent of total spend.
- DFD spent \$55,218,776 on architectural/engineering services in FY21. Certified MBE firms accounted for \$3,259,663 and DVBs accounted for \$691,515 a total of \$3,951,178, or 7.16 percent of total spend.
- The Wisconsin Department of Transportation (DOT) State Highway Program expended \$27,918,870 with MBEs/DVBs, or 8.09 percent of the \$344,936,366 spent in FY21.

Statutory Authority

Annual Reporting Requirement. §16.75 (3m)(c) 4., Wis. Stats., requires the Department of Administration (DOA) to annually report enterprise-wide participation by MBEs and DVBs on State contracts to the Governor and Legislature for distribution to the appropriate legislative committees. Per §16.75 (3m)(c) 3., the report shall include the total amount paid to certified MBEs and DVBs, the percentage of total expenditures awarded to MBEs and DVBs, and the State's progress towards meeting its diverse spend goals outlined in §16.75 (3m)(b) 1 & 2.

Total expenditures reported in the Wisconsin Supplier Diversity Annual Report include both Direct Diverse Spend and Indirect Diverse Spend with MBEs and DVBs. Direct Diverse Spend is also called 1st Tier Diverse Spend. First (1st) Tier Diverse Spend are amounts paid directly to MBEs and DVBs.

Second (2nd)Tier Diverse Spend is Diverse Spend paid indirectly to MBEs and DVBs. Second (2nd)Tier Diverse Spend is paid directly to a nondiverse supplier or prime contractor who pays a portion of the award to an MBE or DVB

subcontractor. Only the portion of spend the nondiverse supplier or prime contractor pays to MBEs or DVBs is considered to be 2^{nd} Tier Diverse Spend, not the entire amount paid to the prime contractor. See Appendix $1 - 1^{st}$ Tier and 2^{nd} Tier MBE and DVB Diverse Spend.

State of Wisconsin Diverse Business Goals. §16.75 (3m)(b)1., Wis. Stats., provides that the department and any state agency making purchases "shall attempt to ensure that 5% of the total amount expended under this subchapter in each fiscal year is paid to minority businesses." Minority-owned businesses are certified by DOA under §16.287, Wis. Stats.

§16.75 (3m)(b)2., Wis. Stats., provides that the department and any state agency making purchases "shall attempt to ensure that at least 1 percent of the total amount expended under this subchapter in each fiscal year is paid to disabled veteran-owned businesses." Disabled veteran-owned businesses are certified by DOA under §16.283, Wis. Stats.

The department monitors these goals and undertakes the certification process through the Wisconsin Supplier Diversity Program in the Division of Enterprise Operations.

Exceptions. The five percent expenditure goals apply to all State purchases with the exception of expenditures under the Department of Transportation (DOT) Federal Surface Transportation Assistance Act and Department of Natural Resources Environmental Protection Agency (EPA) funds. In addition, the Supplier Diversity Program offers certification for women-owned businesses; however, statutes do not provide a goal or price preference for women-owned businesses participating in state purchasing.

Business Bid Preference. Under §16.75 (3m)(b)3., Wis. Stats., agencies "may purchase materials, supplies, equipment and contractual services from any minority-owned business or disabled veteran-owned business, or a business that is both a minority-owned business and a disabled veteran-owned business, submitting a qualified, responsible, competitive bid that is no more than 5% higher than the apparent low bid or competitive proposal that is no more than 5% higher than the most advantageous proposal." The statute further provides that agencies "shall maximize the use of minority businesses or disabled veteran-owned businesses which are incorporated under Chap. 180 or which have their principal place of business in this state." The *permissive 5%* low-bid preferences are applicable to all state purchases except printing and stationery.

Certification Program. The Department of Administration certifies minority-owned and disabled veteran-owned businesses through processes governed by §16.287 (2), Wis. Stats., and Administrative Code Chapters Adm 84 and Adm 82. An application is submitted by the business and a review is conducted by the Wisconsin Supplier Diversity Program to ensure compliance with state statutes and administrative code. In 2021, 666 firms were certified MBEs (including some domiciled outside of the State of Wisconsin), and 50 firms were certified DVBs.¹ The Program also had 618 WBEs.

In 2012, Executive Order #72 required the Department to waive certification application requirements from other state, federal or local agencies or private businesses if their certification procedures are "substantially equivalent" to those of the State of Wisconsin. To streamline certification and reduce duplication, DOA entered into a Memorandum of Understanding (MOU) with the Wisconsin Department of Transportation Office of Business Opportunity and Equity Compliance and other entities in the Unified Certification Program (UCP) in 2013. Through it, the Wisconsin Supplier Diversity Program grants certification to firms that meet State of Wisconsin certification eligibility requirements using their UCP certification.

¹ Department of Administration Certification database, December 29, 2021.

FY21 Results by Major Contracting Area

Four major areas of state purchasing account for the State's supplier diverse spend goals. The areas, responsible agencies, and relevant statutes are:

- General Procurement. All agencies and University of Wisconsin System campuses, §16.75 (3m), Wis. Stats.
- Engineering and Architectural Services. DOA DFDM, §16.87 (2), Wis. Stats.
- Building Construction Services. DOA DFDM, §16.855 (10m), Wis. Stats.
- State Highways Construction. Wisconsin DOT, §84.075, Wis. Stats.

The following summarizes spend by major state contracting areas during FY21:

Program	Total Spend	Diverse Spend	%
General Purchasing (Agencies and UW)	\$2,173,827,520	\$146,677,447	6.75%
DOA DFDM Construction	\$452,721,755	\$13,462,072	2.97%
DOA DFDM Architecture/Engineering	\$55,218,776	\$3,951,178	7.16%
DOT State Highway Program	\$344,936,366	\$27,918,870	8.09%
	\$3,026,704,417	\$192,009,567	6.34%

General Procurement. State statutes and administrative code govern purchasing activities conducted by agencies and campuses. The DOA State Bureau of Procurement (SBOP) oversees administration of all state procurement and sets policies and procedures to carry out procurement activities. In general, state laws and policies require competitive bidding as the preferred procurement method of contracting. Contracts are awarded to the lowest responsible bidder.

MBEs and DVBs compete for state contracts on the same basis as all other vendors. However, state agencies may make awards to an MBE or DVB "submitting the lowest qualified responsible competitive bid when the bid is not more than 5% higher than the apparent low bid or competitive proposal that is no more than 5% higher than the most advantageous proposal."²

State agencies and campuses purchased general goods and services totaling \$2,173,827,520 in FY21. Of this amount, spend with diverse businesses totaled \$146,677,447 of all general purchases.³

Twenty-five agencies achieved or exceeded five percent general spending with certified diverse suppliers in FY21:

1.	Workforce Development, Department of	70.58%
2.	Legislative Technology Services Bureau	50.49%
3.	Financial Institutions, Department of	35.59%
4.	Insurance, Commissioner of	32.98%
5.	Investment Board	29.84%
6.	Elections Commission	27.24%

² §16.75(3m) (b) (3), Wis. Stats.

³ FY21 general purchasing figures include spend through the State's purchasing card program.

7. Agriculture, Trade and Consumer Protection, Department of	26.99%
8. Supreme Court	26.34%
9. Children and Families, Department of	19.08%
10. Safety and Professional Services, Department of	17.87%
11. Aging and Long-Term Care, Board on	17.83%
12. Transportation, Department of	15.56%
13. Employee Trust Funds, Department of	15.29%
14. Lower Wisconsin State Riverway Board	12.89%
15. Justice, Department of	10.80%
16. People with Developmental Disabilities, Board for	8.26%
17. Historical Society	8.11%
18. Governor, Office of the	7.27%
19. Public Defender Board	7.14%
20. Public Instruction, Department of	7.04%
21. Child Abuse and Neglect Prevention Board	6.98%
22. Natural Resources, Department of	6.67%
23. Public Service Commission	5.63%
24. State Fair Park Board	5.60%
25. Corrections, Department of	5.30%

General procurement activity includes both direct purchases from MBEs/DVBs and second-tier MBE/DVB participation on contracts awarded to non-MBE vendors.

In FY21, many agencies incurred COVID-19 related expenses for which diverse suppliers were not readily available. This had an impact on FY21 diverse spend for some agencies, most notably the Departments of Administration and Health Services. In the previous three years DOA had exceeded the 5 percent minority spend goal and DHS was making significant progress towards meeting the goal.

State Building Program: Construction Projects and Architectural/Engineering Service. DOA DFD provides oversight of the State Building Program. Its services consist of new construction and building renovation for all agencies, including the University of Wisconsin System. In addition to construction-related services, it serves as staff to the State Building Commission. It is through these major activities that DFD provides opportunities to minority and disabled veteran-owned businesses to participate in state contracts for construction, engineering and architectural services.

DFD has an integrated and proactive approach in its business practices to ensure there are many opportunities for diverse suppliers. DFD may also award to an MBE/DVB submitting the lowest qualified bid on contracts when that qualified bid is not more than 5 percent higher than the apparent low bid, a statutory price preference.

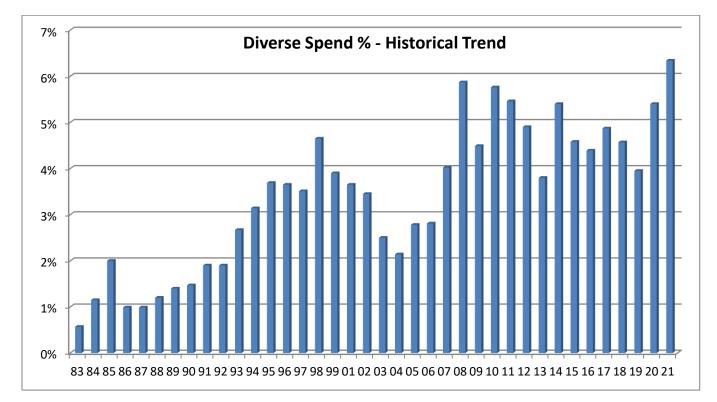
Twenty-seven (26 MBE, 1 DVB) firms were involved in construction projects undertaken by DFD. FY21 construction expenditures totaled \$ \$452,721,755 including MBE/DVB spend of \$13,462,072 for a participation rate of 2.97 percent.

Fourteen diverse firms (13 MBE, 1 DVB) provided consulting services to various architectural and engineering projects. Their participation was \$3,951,178 or 7.16 percent of \$55,218,776 expended in FY21.

DOT Spend: State Trunk Highways, Roads, and Bridge Building. Wisconsin DOT spent \$344,936,366 in FY21 on road and bridge building in the State Highway Construction Program. Diverse firm (mainly MBEs) participation totaled \$27,918,870 or 8.09 percent of FY21 spending.

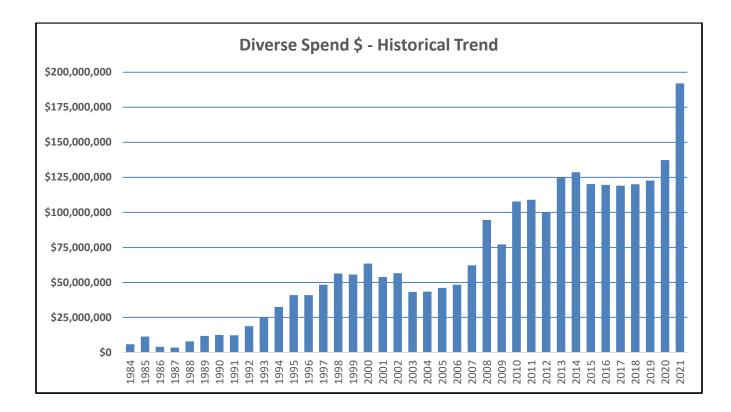
Historical Trends

The following graph shows percentages of diverse spend from the inception of the State Diversity Program in 1983 to 2021. The figures are primarily dollars spent with MBEs; spend with DVBs commenced in 2010.



The following table provides the percentages of diverse spend in each major purchasing area over the last 10 years.

Fiscal Year	General Procurement	Construction	Architecture Engineering	State Highway Program	Total
2012	3.06%	5.05%	10.90%	9.82%	4.90%
2013	3.20%	7.40%	16.40%	11.70%	3.60%
2014	4.30%	6.00%	7.60%	7.01%	5.40%
2015	4.16%	4.97%	4.61%	5.18%	4.58%
2016	4.60%	6.30%	5.65%	3.58%	4.39%
2017	5.55%	9.18%	6.90%	1.88%	4.87%
2018	4.10%	5.01%	5.03%	5.43%	4.57%
2019	4.60%	2.65%	3.42%	3.43%	3.95%
2020	5.85%	6.37%	2.85%	3.49%	5.40%
2021	6.75%	2.97%	7.16%	8.09%	6.34%



Other Statutory Diverse Spend

State of Wisconsin Investment Board. Statutes require the State of Wisconsin Investment Board (SWIB) to report on diverse spend relating to financial and investment analysis and for common stock and convertible bond brokerage commissions. In FY21, SWIB expended \$177,691 or 4.7 percent of its discretionary commissions of \$3,755,251 with diverse brokerage firms.

DOA Capital Finance. DOA's Capital Finance Office supports the financing needs of the State's infrastructure through the sale of bonds and notes in the capital market. The State Building Commission sets a goal of ensuring that minority/disabled veteran-owned investment firms certified by the State underwrite 6 percent of the bonds. Diverse firms are encouraged to participate in the selling, advising and underwriting of State of Wisconsin bonds, notes, and other obligations in the capital market. In FY21, diverse firms underwrote 13.43 percent of Capital Finance's sales of DOA and Building Commission bonds and notes. Diverse underwriters' participation totaled \$233,570,000 of obligations totaling \$1,738,940,000. As of June 30, 2021, DOA had not certified any disabled veteran-owned investment firms. The Building Commission, through the Capital Finance Office, and the Department of Administration utilized three nationally recognized disabled veteran-owned firms in FY21.

Wisconsin Health and Educational Facilities Authority. The Wisconsin Health and Educational Facilities Authority (WHEFA) is an independent state authority that provides active capital financing assistance to Wisconsin's taxexempt healthcare and higher educational industries. In FY21, WHEFA provided contracts totaling \$576.91, or 0.54 percent, of its discretionary purchases of \$106,000 with certified diverse firms.

Wisconsin Housing and Economic Development Authority. The Wisconsin Housing and Economic Development Authority (WHEDA) is an independent state authority that works with lenders to provide low-cost financing for housing and small business development in Wisconsin. In FY21, WHEDA spent \$1,563,844 or 10.31 percent of its total \$15,170,381 discretionary purchases with diverse firms. WHEDA's FY21 expenditures for bonded activity totaled \$3,521,422 of which 9.4 percent or \$331,076 was paid for services rendered by certified MBE firms.

FY21 State of Wisconsin Diverse Spend

Agency General Procurement	FY21 Total Spend	Total Diverse Spend	% Diverse Spen
Administration, Department of (impacted by pandemic spend)	\$358,068,179	\$15,286,069	4.27%
Aging and Long-Term Care, Board on	\$245,697	\$43 <i>,</i> 803	17.839
Agriculture, Trade and Consumer Protection, Department of	\$7,366,382	\$1,394,285	26.99%
Child Abuse and Neglect Prevention Board	\$49,751	\$3,471	6.98%
Children and Families, Department of	\$40,219,969	\$7,672,392	19.08%
Circuit Courts	\$44,405	\$0	0.00%
Corrections, Department of	\$186,625,566	\$9,883,265	5.30%
Court of Appeals	\$40,929	\$0	0.00%
Educational Communications Board	\$4,135,085	\$18,719	0.45%
Elections Commission	\$2,234,745	\$608,715	27.249
Employee Trust Funds, Department of	\$15,061,215	\$2,303,274	15.299
Employment Relations Commission	\$121,086	\$0	0.00
Ethics Commission	\$210,675	\$0	0.00
Financial Institutions, Department of	\$2,547,381	\$906,609	35.599
Governor, Office of the	\$144,208	\$10,491	7.279
Health Services, Department of (impacted by pandemic spend)	\$588,936,557	\$18,300,871	3.11%
Higher Educational Aids Board	\$100,251	\$0	0.00
Historical Society	\$1,914,102	\$155,259	8.11
Insurance, Commissioner of	\$1,948,113	\$642,491	32.98
Investment Board	\$3,002,867	\$896,130	29.84
Judicial Commission	\$8,267	\$0 \$0	0.00
Justice, Department of	\$19,105,468	\$2,063,119	10.80
Kickapoo Reserve Management Board	\$13,105,408 \$118,169	\$2,003,119	0.00
Labor and Industry Review Commission	\$118,109	\$0	0.00
Legislative Technology Services Bureau	\$1,743,747	\$880,398	50.49
Lieutenant Governor, Office of the	\$1,743,747	\$170	2.33
Lower Wisconsin State Riverway Board	\$10,970	\$1,414	12.89
Military Affairs, Department of	\$16,027,222	\$308,946	1.93
Natural Resources, Department of	\$62,670,098	\$308,940	6.67
People with Developmental Disabilities, Board for	\$142,273	\$4,178,228	8.26
Public Defender Board	\$5,918,230	\$422,332	7.14
			7.14
Public Instruction, Department of Public Lands, Board of Commissioners of	\$33,322,591	\$2,346,593	2.81
•	\$181,021	\$5,081	5.63
Public Service Commission	\$1,747,929	\$98,448	1.91
Revenue, Department of	\$47,134,265	\$900,256	
Safety and Professional Services, Department of	\$2,869,435	\$512,720	17.87
Secretary of State	\$3,210	\$0	0.00
State Fair Park Board	\$2,589,737	\$144,958	5.60
State Treasurer	\$2,102	\$0	0.00
Supreme Court	\$10,853,895	\$2,859,078	26.34
Tourism, Department of	\$15,464,368	\$31,973	0.21
Transportation, Department of	\$70,827,649	\$11,022,633	15.56
Veterans Affairs, Department of	\$24,315,038	\$654,938	2.69
Wisconsin Technical College System Board	\$535,840	\$0	0.00
*Workforce Development, Department of	\$78,611,872	\$55,480,433	70.58
State Agency Total	\$1,607,249,642	\$140,049,312	8.71
UW System Total	\$566,577,878	\$6,628,135	1.17
Total General Procurement	\$2,173,827,520	\$146,677,447	6.75
DOA DFD Construction	\$452,721,755	\$13,462,072	2.97
DOA DFD Architecture/Engineering (A/E)	\$55,218,776	\$3,951,178	7.16
DOT State Highway Program	\$344,936,366	\$27,918,870	8.09
Total A/E & Construction GRAND TOTAL	\$852,876,897 \$3,026,704,417	\$45,332,120 \$192,009,567	5.329 6.349

Appendix 1 – 1st and 2nd Tier MBE and DVB Diverse Spend

Agency General Procurement	FY21 Total Spend	MBE 1st Tier	MBE 2nd Tier	DVB 1st Tier	DVB 2nd Tier	Total FY21 Diverse Spend	% Diverse Spend
Administration, Department of	\$358,068,179	\$15,282,929	\$0	\$3,140	\$0	\$15,286,069	4.27%
Aging and Long-Term Care, Board on	\$245,697	\$43,248	\$0	\$554	\$0	\$43,803	17.83%
Agriculture, Trade and Consumer Protection, Department of	\$7,366,382	\$1,394,237	\$0	\$47	\$0	\$1,394,285	18.93%
Child Abuse and Neglect Prevention Board	\$49,751	\$3,471	\$0	\$0	\$0	\$3,471	6.98%
Children and Families, Department of	\$40,219,969	\$7,498,080	\$171,388	\$2,924	\$0	\$7,672,392	19.08%
Circuit Courts	\$44,405	\$0		\$0		\$0	0.00%
Corrections, Department of	\$186,625,566	\$9,742,346	\$0	\$140,919	\$0	\$9,883,265	5.30%
Court of Appeals	\$40,929	\$0	\$0	\$0	\$0	\$0	0.00%
Educational Communications Board	\$4,135,085	\$18,696	\$0	\$23	\$0	\$18,719	0.45%
Elections Commission	\$2,234,745	\$608,715	\$0	\$0	\$0	\$608,715	27.24%
Employee Trust Funds, Department of	\$15,061,215	\$2,303,274	\$0	\$0	\$0	\$2,303,274	15.29%
Employment Relations Commission	\$121,086	\$0	\$0	\$0	\$0	\$0	0.00%
Ethics Commission	\$210,675	\$0	\$0	\$0	\$0	\$0	0.00%
Financial Institutions, Department of	\$2,547,381	\$906,609	\$0	\$0	\$0	\$906,609	35.59%
Governor, Office of the	\$144,208	\$10,491	\$0	\$0	\$0	\$10,491	7.27%
Health Services, Department of	\$588,936,557	\$18,257,304	\$0	\$43,567	\$0	\$18,300,871	3.11%
Higher Educational Aids Board	\$100,251	\$0	\$0	\$0	\$0	\$0	0.00%
Historical Society	\$1,914,102	\$150,773	\$0	\$4,486	\$0	\$155,259	8.11%
insurance, Commissioner of	\$1,948,113	\$642,491	\$0	\$0	\$0	\$642,491	32.98%
Investment Board	\$3,002,867	\$896,130	\$0	\$0	\$0	\$896,130	29.84%
Judicial Commission	\$8,267	\$0	\$0	\$0	\$0	\$0	0.00%
Justice, Department of	\$19,105,468	\$2,063,119	\$0	\$0	\$0	\$2,063,119	10.80%
Kickapoo Reserve Management Board	\$118,169	\$0	\$0	\$0	\$0	\$0	0.00%
Labor and Industry Review Commission	\$21,780	\$0	\$0	\$0	\$0	\$0	0.00%
Legislative Technology Services Bureau	\$1,743,747	\$880,398	\$0	\$0	\$0	\$880,398	50.49%
Lieutenant Governor, Office of the	\$7,302	\$170	\$0	\$0	\$0	\$170	2.33%
Lower Wisconsin State Riverway Board	\$10,970	\$1,414	\$0	\$0	\$0	\$1,414	12.89%
Military Affairs, Department of	\$16,027,222	\$290,428	\$0	\$18,518	\$0	\$308,946	1.93%
Natural Resources, Department of	\$62,670,098	\$4,145,444	\$428	\$32,355	\$0	\$4,178,228	6.67%
People with Developmental Disabilities, Board for	\$142,273	\$11,751	\$0	\$0	\$0	\$11,751	8.26%
Public Defender Board	\$5,918,230	\$422,332	\$0	\$0	\$0	\$422,332	7.14%
Public Instruction, Department of	\$33,322,591	\$2,345,683	\$0	\$909	\$0	\$2,346,593	7.04%
Public Lands, Board of Commissioners of	\$181,021	\$5,081	\$0	\$0	\$0	\$5,081	2.81%
Public Service Commission	\$1,747,929	\$98,448	\$0	\$0	\$0	\$98,448	5.63%
Revenue, Department of	\$47,134,265	\$755,933	\$142,241	\$2,082	\$0	\$900,256	1.91%
Safety and Professional Services, Department of	\$2,869,435	\$512,720	\$0	\$0	\$0	\$512,720	17.87%
Secretary of State	\$3,210	\$0	\$0	\$0	\$0	\$0	0.00%
State Fair Park Board	\$2,589,737	\$143,619	\$0	\$1,338	\$0	\$144,958	5.60%
State Treasurer	\$2,102	\$0	\$0	\$0	\$0	\$0	0.00%
Supreme Court	\$10,853,895	\$2,859,078	\$0	\$0	\$0	\$2,859,078	26.34%
Tourism, Department of	\$15,464,368	\$31,973	\$0	\$0	\$0	\$31,973	0.21%
Transportation, Department of	\$70,827,649	\$11,015,719	\$0	\$6,914	\$0	\$11,022,633	15.56%
Veterans Affairs, Department of	\$24,315,038	\$650,419	\$0	\$4,519	\$0	\$654,938	2.69%
Wisconsin Technical College System Board	\$535,840	\$0	\$0	\$0	\$0	\$0	0.00%
Workforce Development, Department of	\$78,611,872	\$55,479,900	\$0	\$533	\$0	\$55,480,433	70.58%
State Agency Total	\$1,607,249,642	\$139,472,424	\$314,057	\$262,831	\$0	\$140,049,312	8.71%
UW System Total	\$566,577,878	\$6,382,811	\$0.00	\$245,324	\$0	\$6,628,135	1.17%
Total General Procurement	\$2,173,827,520	\$145,855,235	\$314,057	\$508,155	\$0	\$146,677,447	6.75%
DOA DFD Construction	\$452,721,755	\$6,765,716	\$6,343,693	\$352,663	\$0	\$13,462,072	2.97%
DOA DFD Construction DOA DFD Architecture/Engineering					\$691,515		
	\$55,218,776 \$344,936,366	\$1,413,131 \$27,918,870	\$1,846,532 \$0	\$0 \$0	\$691,515	\$3,951,178 \$27,918,870	7.16% 8.09%
DOT State Highway Program			· · · · · ·		-		8.09%
GRAND TOTAL	\$3,026,704,417	\$181,952,952	\$8,504,282	\$860,818	\$691,515	\$192,009,567	6.34%
		6.01%	0.28%	0.03%	0.023%	6.34% FY21 State Ov	ioroll
		MBE 1st Tier	MBE 2nd Tier	DVB 1st Tier	DVB 2nd Tier	Diverse Spe	

Attachment 1 – SWIB



September 28, 2021

Secretary Joel Brennan Department of Administration 101 East Wilson Street, 10th Floor Madison, WI 53703

Dear Mr. Secretary:

Section 25.185, Stats. requires that the State of Wisconsin Investment Board (SWIB) attempt to ensure that 5 percent of the funds expended each fiscal year (FY) for financial and investment analysis and for common stock and convertible bond brokerage commissions are spent for services of minority financial advisers or minority investment firms. This statute also requires SWIB to report annually to the Department of Administration the total amount expended for these services.

In attempting to meet the 5 percent goal, SWIB must still meet its fiduciary responsibility, as set forth in Section 25.15(2), Stats., to manage the assets of each trust fund solely to fulfill the purpose of the trust at a reasonable cost and with care, skill, prudence and diligence. SWIB's trading staff must balance various trading objectives including trading with certain brokers that can provide the best execution of trades and provide value-added company and market research used in managing trust fund assets. While meeting its fiduciary duty and working to meet the 5 percent goal, SWIB used the following minority brokers for stock transactions in FY 2021 and paid the commissions noted:

CastleOak Securities, L.P.	\$ 138,708
Guzman & Company	16,612
Penserra Securities, LLC	21,948
Cabrera Capital Markets, LLC	423
Total	\$ 177,691

As shown below, of the total discretionary commissions paid, minority brokers received 4.7 percent:

Total Commissions	\$ 15,628,797
Less: Non-Discretionary Commissions	(11,873,546)
Total Discretionary Commissions	\$ 3,755,251
Percent Paid to Minority Firms	4.7%

Non-discretionary commissions include those that must be directed to a specific broker for specialized and specific trading services such as futures and options, international trades and program trades that are executed on electronic systems. Participating minority brokers typically do not have international trading desks to handle international transactions and instead direct international trading to partner firms abroad. As a result, the total commissions eligible for direction to minority brokers include only domestic security brokerage transactions. Non-discretionary commissions in FY 2021 included \$6.1

121 E. Wilson St., P.O. BOX 7842 Madison WI 53707 // (p) 608.266.2381 // (f) 608.266.2436 // www.swib.state.wi.us

million of international trading commissions. Commissions directed by SWIB's external managers to whom it grants discretionary investment authority are excluded completely from the calculations above.

In addition to trading commissions, SWIB paid \$9,300 to Loop Capital Markets, LLC for research services in FY 2021, and incurred approximately \$100,000 in implied fees from using Siebert Williams Shank for fixed income trading.

Additionally, SWIB must report trading commissions paid to disabled veteran-owned financial advisers and investment firms that have a majority of their operations in Wisconsin. Section 25.185 (2)(b), Stats. states that the board shall attempt to ensure that at least 1 percent of the total funds expended for financial and investment analysis and for common stock and convertible bond brokerage commissions in each fiscal year is expended for the services of disabled veteran-owned financial advisers or disabled veteran-owned investment firms. The Wisconsin Department of Administration certifies Wisconsin disabled veteran-owned financial advisers and investment firms' eligibility per the requirements of Section 16.283, Stats. No such firms have been certified and no commissions were paid to Wisconsin disabled veteran-owned financial advisors or investment firms in FY 2021.

SWIB seeks to use only top performing brokers to meet its fiduciary obligation to obtain the best execution of its stock trades. To meet this objective, the performance of each broker, including minority and disabled veteran-owned firms, is continually evaluated. SWIB will continue to review the performance of its existing minority brokers and will make changes as needed to ensure best trade execution. Within these requirements, we have and will continue to make a reasonable and good faith effort to use minority firms.

Please feel free to contact me if you have any questions.

Sincerely,

Eni Dan

Edwin Denson Executive Director/Chief Investment Officer

cc: Wisconsin Supplier Diversity Program



STATE OF WISCONSIN

DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor Joel Brennan, Secretary Brian Pahnke, Administrator

January 12, 2022

State of Wisconsin Supplier Diversity Program Department of Administration 101 East Wilson Street, 6th Floor Madison, WI 53707

Re: Fiscal Year 2020-21 Underwriting and Other Participation Certified Minority-Owned and Disabled Veteran-Owned Investment Firms

To Whom It May Concern:

During the 2020-21 fiscal year, the Capital Finance Office assisted the State of Wisconsin Building Commission (Building Commission) in the contracting and issuance of \$1.275 billion of State of Wisconsin obligations. Certified minority-owned investment firms underwrote 13.43% of these State of Wisconsin bonds and notes, or approximately \$234 million. The obligations issued by the Building Commission in the 2020-21 fiscal year consisted of four competitive sales and five negotiated sales.

This report (i) summarizes participation of minority-owned firms in underwriting State of Wisconsin bond and notes, and (ii) describes on-going actions taken by the Capital Finance Office to encourage participation by certified minority-owned firms.

<u>Participation of Minority-Owned Firms.</u> There are three reporting requirements imposed by Wisconsin Statutes on the Building Commission regarding the participation of certified minority-owned investment firms in the underwriting of State of Wisconsin bond and note issues.

•	Section 18.16 (Public Indebtedness)	Amount	Percentage
	Total Obligations Issued	\$1,274,610,000	
	Underwritten by Minority-Owned Firms	140,704,000	11.04%
•	Section 18.64 (Revenue Obligations)		
	Total Obligations Issued	464,330,000	
	Underwritten by Minority-Owned Firms	92,866,000	20.00%
•	Section 18.77 (Operating Notes)		
	Total Obligations Issued	\$0	
	Underwritten by Minority-Owned Firms	N/a	N/a
TC	OTALS		
	Total Obligations Issued	\$1,738,940,000	
	Underwritten by Minority-Owned Firms	233,570,000	13.43%

State of Wisconsin Supplier Diversity Program Department of Administration January 12, 2022 Page - 2

While there are no reporting requirements imposed by law on the Department of Administration regarding the participation of minority-owned firms, the following is a summary of participation during the past fiscal year for an obligation issued through the Department of Administration.

DEPARTMENT OF ADMINISTRATION TOTALS

Total Obligations Issued	\$150,120,000	
Underwritten by Minority-Owned Firm	s 37,954,850	25.28%

The following is a summary that combines the participation of the Building Commission and the Department of Administration.

TOTALS

Total Obligations Issued	\$1,889,060,000	
Underwritten by Minority-Owned Firms	271,524,850	14.37%

In addition, during the 2020-21 fiscal year neither the Building Commission nor the Department of Administration paid any financial advisor fees to certified minorityowned financial advisors.

Participation of Disabled Veteran-Owned Firms. As of June 30, 2021, the Department of Administration had not certified any disabled veteran-owned investment firms. The Building Commission, through the Capital Finance Office, and the Department of Administration did utilize three nationally recognized disabled veteran-owned firms on many transactions during the 2020-21 fiscal year.

On-Going Actions to Encourage Participation of Minority-Owned and Disabled Veteran-Owned Firms.

Negotiated Sales

In a negotiated sale, the State has direct control over the amount of participation by minority-owned and disabled veteran-owned firms. In addition, the Capital Finance Office is able to work with book-running managers to (i) encourage the involvement of certified minority-owned and disabled veteran-owned investment firms/underwriters, (ii) take into consideration orders placed by minority-owned and disabled veteran-owned underwriters, and (iii) use designation policies as a means of providing additional economic sharing of a transaction.

Competitive Sales

The State is not able to control the amount of participation by minority-owned and disabled veteran-owned firms in a competitive sale since the award is based solely on the lowest true interest cost rate to the State.

The State has taken certain actions to promote participation of minority-owned and disabled veteran-owned firms in the competitive sale process with the Capital Finance

State of Wisconsin Supplier Diversity Program Department of Administration January 12, 2022 Page - 3

Office including direct statements in its bidding documents. The following items appear in the Official Notice of Sale.

- "Award. In the event two or more bids result in the same lowest true interest cost rate, the award will be made to the one with <u>the largest aggregate</u> <u>participation by certified minority investment firms and certified disabled</u> <u>veteran-owned investment firms</u>....In the event two of more those bids have an equal amount of aggregate participation by certified minority investment firms and certified disabled veteran-owned investment firms, the award will be made to the bid that includes <u>the greatest aggregate number of such firms in its</u> <u>selling group.....</u>"
- "Minority Participation. It is the policy of the [Building] Commission to
 endeavor to ensure that at least 6% of the bonds are underwritten by minority
 investment firms certified by the State. The [Building] Commission urges
 prospective bidders to obtain from the Capital Finance Director a list of firms so
 certified and to include such firms as participants in the account formed to bid
 on the bonds and as members of any selling group formed for the account. The
 [Building] Commission further encourages certified minority investment firms to
 submit bids directly and to form accounts to bid on the bonds. Any firm that
 wishes to be certified by the State as a minority investment firm may contact
 the Wisconsin Department of Administration at 608.267.9550 or
 DOABDMBD@Wisconsin.gov."
- "Disabled Veteran-Owned Business Participation. It is the policy of the [Building] Commission to make efforts to ensure that a portion of the bonds are underwritten by disabled veteran-owned investment firms, as certified by the State. Any firm that wishes to be <u>certified by the State as a disabled veteran-owned investment firm may contact the Wisconsin Department of Administration at 608.267.9550 or DOABDMBD@Wisconsin.gov.
 </u>

Respectfully submitted,

David R. Erdman Capital Finance Director

Attachment

MINORITY UNDERWRITER PARTICIPATION FOR 2020-21 FISCAL YEAR State of Wisconsin Building Commission/Department of Administration; Prepared by DOA Capital Finance Office

ISSUE	PAR/ORIGINAL BOOK MANAGER/ CER ISSUE AMOUNT SYNDICATE LEADER	TIFIED MINORITY-OWNED INITIAL LIABILITY UNDERWRITERS (UNDERWRITING)
SECTION 18.16, STATS.		
G.O. Bonds of 2020, Series B C	\$ 224,500,000 BofA Securities, Inc.	
G.O. Bonds of 2021, Series A C	\$ 220,535,000 UBS Financial Services Inc.	
G.O. Bonds of 2020, Series 3 (Taxable) N		tirez & Co., Inc. 32,791,000
G.O. Bonds of 2021, Series 1 (Forward Delivery) N		iirez & Co., Inc. 13,384,000
G.O. Bonds of 2021, Series 2 (Forward Delivery) N	• ••••	ert Williams Shank & Co. 35,481,000
G.O. Bonds of 2021, Series 3 (Taxable) N	\$ 295,240,000 BofA Securities, Inc. Ram	tirez & Co., Inc. 59,048,000
Subtotal (Public Indebtedness)	\$ 1,274,610,000	Subtotal: Minority Owned: \$140,704,000 11.04%
SECTION 18.77, STATS.		
Subtotal (Operating Notes)	\$ -	Subtotal: Minority Owned: \$ - 0.00%
SECTION 18.64, STATS.		
Transportation Revenue Refunding Bonds of 2020, Series 1 N Transportation Revenue Bonds of 2021 Series A N	• • • • • • • • • • • • • • • • • • • •	ert Williams Shank & Co. 63,168,000
Transportation Revenue Bonds of 2021, Series A N Subtotal (Revenue Bonds)		ert Williams Shank & Co. 29,698,000 Subtotal: Minority Owned: \$ 92.866.000 20.00%
Subiolai (Revenue Bonas)	\$ 464,330,000	Subtotal: Minority Owned: \$ 92,866,000 20.00%
BUILDING COMMISSION TOTALS:	\$1,738,940,000	\$ 233,570,000 13.43%
201		
DOA		
Master Lease Certificiates of Participation 2021 Series A N	\$ 31,375,000 PNC Capital Markets Loop	p Capital Markets 4,706,250
General Fund Annual Appropriation Refunding Bonds of 2021, Series A (Taxable) N	\$ 118,745,000 Barclays Capital Inc. Cabr	rera Capital Markets 9,499,600
	Loop	p Capital Markets 23,749,000
Subtotal (DOA)	\$ 150,120,000	\$ 37,954,850 25.28%
TOTAL DOA AND BUILDING COMMISSION	\$ 1,889.060.000	\$ 271.524.850 14.37%
TOTAL BOX AND BOILDING COMMISSION	· 1,000,000,000	\$ 2/1,524,650 14.5776

WISCONSIN HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Dennis P. Reilly Executive Director

October 15, 2021

Tondra Davis, Director Wisconsin Supplier Diversity Program DOA, Division of Enterprise Operations 101 E. Wilson Street, 9th Floor Madison, WI 53703 tondra.davis1@wisconsin.gov

Dear Tondra:

Subject to Chapter 231.27 Minority Financial Interests, I hereby submit the following report outlining the Wisconsin Health and Educational Facilities Authority (WHEFA or Authority) activity involving minority business firms for fiscal year 2021 (July 1, 2020 – June 30, 2021).

WHEFA, created by the Legislature in 1973 (Chapter 231, Wisconsin Statutes), provides active capital financing assistance to Wisconsin's non-profit institutions. WHEFA operates with a staff of four. No state or other public funds are used by the Authority. The Authority's small operating budget is financed completely from user fees of the private nonprofit borrowers that issue bonds through the Authority.

State of Wisconsin Certified Minority Businesses

WHEFA's fiscal year 2021 discretionary purchases totaled approximately \$106,000. The State of Wisconsin goal of 5% expended to minority businesses equates to \$5,300 of WHEFA's discretionary purchases for fiscal year 2021. The Authority expended \$576.91, or 0.54%, of its discretionary purchases with the minority business partners certified with the State of Wisconsin listed below:

Clear & Fresh Water, Inc.	\$417.30
One Accord, LLC	159.61
Total	\$576.91

During fiscal year 2022, the Authority will look to purchase office supplies from Chippewa Office Solutions, and James Imaging Solutions for future printer/copier needs, both firms are minority business partners certified with the State of Wisconsin.

Participation of Women

The Authority has a staff of four. Three members of the staff are women. The Authority also retains the law firm of Quaries & Brady LLP as its general counsel, the lead partner on our account is also a woman.



18000 W. Sarah Lane, Suite 300 Brookfield, Wisconsin 53045-5841 P: 262-792-0466 • P: 262-792-0649 Info@whefa.com • www.whefa.com

<u>Other</u>

The Authority provides interested minority firms, including minority legal firms, minority investment firms and minority financial advisers with a list of pending and active financing projects so that they can solicit their services directly with the private nonprofit borrowers (all of the fees are paid by the nonprofit borrowing institutions, not by WHEFA).

WHEFA routinely reviews the State of Wisconsin Certified Minority Businesses on-line directory for other business opportunities

WHEFA has also recently added information and links to the Supplier Diversity Program ("SDP") to its website as well as begun to proactively inform private nonprofit borrowers of the SDP for them to consider adding such firms to their financings. All of the financing fees are paid by the private nonprofit borrowing institutions, not by WHEFA

As always, if you have any questions about this report, please feel free to call us at 262-792-0466.

Respectfully Submitted,

Satiana maver

Tatiana Graver Manager of Finance

Attachment 4 – WHEDA

WISCONSIN HOUSING and ECONOMIC DEVELOPMENT AUTHORITY >WWW.WHEDA.COM

TOGETHER WE BUILD WISCONSIN*

201 West Washington Avenue Suite 700 | P.O Box 1728 Madison, Wisconsin 53701-1728

T 608.266.7884 | 800.334.6873 F 608.267.1099

TO:	Joel Brennan, Secretary
	Department of Administration
FROM:	Joaquín Altoro, CEO/Executive Director
DATE:	August 23, 2021

WHEDA FY 2020-2021 Report on Minority & Disabled Veteran-Owned Businesses

Pursuant to Chapter 234.35(2) & 234.36(2), <u>Wisconsin Statutes</u>, the Authority is required to report annually to the Department of Administration (DOA) the total amount purchased from and contracted or subcontracted to minority and disabled veteran-owned businesses, the total amount of bonds and notes issued by the Authority with the underwriting services of minority investment firms and the total amount of moneys expended by the Authority for the services of minority financial advisers during the preceding state fiscal year.

In total, for fiscal year 2021, the Authority made discretionary purchases of \$15,170,381. The Authority disbursed \$1,563,844 or 10.31% of its discretionary purchases with DOA certified minority and disabled veteran business partners. Total spending with certified and non-certified minority, disabled veteran, and women-owned business partners was \$4,499,107 or 29.66% of total discretionary spending.

Minority Contracted Services

WHEDA's fiscal year 2021 discretionary purchases were \$15,170,381. The Authority expended \$1,114,931 or 7.35% of its discretionary purchases, with the DOA certified minority business partners listed below:

Affirmative Supply Co, Inc	19,300
Amanda Evans Photography	250
Blaylock Van, LLC	39,735
Cabrera Capital Markets, LLC	40,613
Coleman & Williams, Ltd.	14,239
DC Global Group, LLC	17,500
Hernandez Roofing, LLC	51,335
Loop Capital Markets	93,237
Mavid Construction	24,998
MWH Law Group	157,491
Oneida Engineering Services	6,357
P3 Development Group, LLC	33,400
SHI International Group CORP	249,692
Vanguard Computers, Inc	366,784
Tatal Minanita Osutus da I Dasinas a	<i>*4444004</i>

Total Minority Contracted Business

\$1,114,931



Disabled Veteran Contracted Services

WHEDA's fiscal year 2021 discretionary purchases were \$15,170,381. The Authority expended \$448,913 or 2.96% of its discretionary purchases, with the DOA certified disabled veteran business partner listed below:

City Supply	323
Midwest Concrete Professionals	448,590
Total Disabled Veteran Contracted Business	\$448,913

Bonded Activity

The Authority had expenditures for bonded activity totaling \$3,521,422. The Authority expended \$331,076 or 9.40% of its services with minority business partners.

Additional Spending

Women-Owned Contracted Services

WHEDA's fiscal year 2021 discretionary purchases were \$15,170,381. The Authority expended \$2,221,515 or 14.64% of its discretionary purchases, with the women-owned business partners listed below:

Bass & Moglowsky, S.C.	60,687
Burse Surveying and Engineering	2,512
Cotter Consulting, Inc	103,005
Endres Manufacturing	975,000
Mobile Glass	500,000
RHD Plumbing	173,500
United Brick & Fireplace	63,451
Vyron Corporation	343,360
Total Women-Owned Contracted Business	\$2,221,515

Other Contracted Spending

In addition to spending with certified minority and disabled veteran business partners on DOA's registry, the Authority tracks spending with minority, disabled veteran and women-owned business partners not certified by DOA. This spending totaled \$713,749 or 4.71% of WHEDA's discretionary spending.

cc: Tondra Davis, Wisconsin Supplier Diversity Program