



## Legislation Text

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**File #:** 121407, **Version:** 1

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### 121407 SUBSTITUTE 1

ALD. ZIELINSKI

A substitute ordinance relating to city purchases of technology products.

310-18.8 cr

This ordinance establishes requirements relating to the city's purchase of technology products to ensure that technology is not purchased which may be a threat to national security. "Suspect technology" is defined as technology identified by the U.S. House of Representatives' permanent select committee on intelligence, or other federal body or agency, as posing a national security threat. Products include any equipment on a wide or local area network, including routers, switches and other end equipment. Contracting departments shall, prior to execution of cooperative purchases, obtain confirmation in writing that suspect technology is not included in the procurement. For purchases made directly by the city, the contracting departments shall obtain sworn reports or affidavits from the lowest responsible bidders stating that the goods to be supplied do not include suspect technology. These requirements may be waived by the committee on finance and personnel. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 310-18.8 of the code is created to read:

#### **310-18.8. Purchase of Technology Products.**

**1. DEFINITIONS.** In this section:

- a. "Network equipment" means any equipment on a wide or local area network, including routers, switches and other end equipment.
- b. "Suspect technology" means technology identified by the U.S. House of Representatives' permanent select committee on intelligence, or other federal body or agency, as posing a national security threat.

**2. COOPERATIVE PURCHASES.** Contracting departments shall, prior to execution of cooperative purchases for network equipment under s. 16-05-4, obtain confirmation in writing from the network equipment provider that suspect technology is not included in the procurement.

**3. AFFIDAVITS IN BIDS.** No contracts for network equipment purchased directly by the city shall be entered into by contracting departments unless the lowest responsible bidders first submit sworn reports or affidavits which include statements by the bidders that the goods to be supplied do not include suspect technology.

**4. WAIVER.** The requirements of this section may be waived by the committee on finance and personnel.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date: \_\_\_\_\_

LRB143647-2

Mary E. Turk

3/26/2013