



Contract By Authorized Board

Commodity or Service: Third-Party Administration of Employee Reimbursement
Accounts and Commuter Benefits Programs

Request for Bid/Proposal No: ETI0022

Authorized Board: Employee Trust Funds
Board

Contract Period: 01/01/2010 thru 12/31/2012 with option for two (2) additional one-year periods

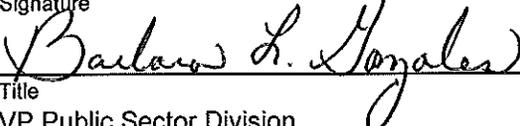
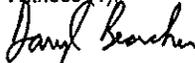
1. This contract is entered into by and between the State of Wisconsin, Department of Employee Trust Funds (Department), the State of Wisconsin Employee Trust Funds Board (Board), and the contractor whose name, address, and principal officer appears on page 2. The Department is the sole point of contract for Board contracting;
2. Whereby the Department of Employee Trust Funds agrees to direct the purchase and the contractor agrees to supply the contract requirements cited above in accordance with the terms and conditions of the request for bid cited above, and in accordance with the contractor's bid submitted on this request for bid which request for bid is hereby made a part of this contract;
3. In connection with the performance of work under this contract, the contractor agrees not to discriminate against any employees or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5), Wis. Stats., sexual orientation as defined in s.111.32(13m), Wis. Stats., or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, the contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.
4. Contracts estimated to be over twenty-five thousand dollars (\$25,000) require the submission of a written affirmative action plan. Contractors with an annual work force of less than twenty-five (25) employees are exempted from this requirement.

Within fifteen (15) working days after the award of the contract, the plan shall be submitted for approval to the Department. Technical assistance regarding this clause is provided by the Purchasing Agent, Department of Employee Trust Funds, P.O. Box 7931, Madison, WI 53707-7931, (608) 266-8989, mark.blank@etf.state.wi.us.

5. For purposes of administering the contract, the Order of Precedence is: this contract; the Business Associate Agreement; the technical and cost proposals for the RFP ETI0022 submitted by Fringe Benefits Management Company dated April 28, 2009; RFP ETI0022 dated March 23, 2009, including all appendices, attachments and amendments; Amendment 1 dated December 17, 2009.
6. Assignment of contract to WageWorks, Inc; per Standard Terms and Conditions (Request for Bids & Proposals) Section 17.0 of RFP ETI0022 & FBMC letter of November 18, 2010. Payments for all administrative fee invoices (ERA and Commuter Benefits) will be made to Fringe Benefits Management Company, a Division of Wameworks. fein 94-3351864. Until further notice, continue to use fein 591657263 "WISMART payment address A" when paying the invoices for claims reimbursement.

Contract Number & Service: Third-Party Administration of Employee Reimbursement Accounts and Commuter Benefits Programs

State of Wisconsin Department of Employee Trust Funds
By Authorized Board (Name) Employee Trust Funds Board
By (Name) Wayne Koessl
Signature 
Title Vice Chair, Employee Trust Funds Board
Phone 608-261-7940 (Robert J. Conlin, Deputy Secretary)
Date (MM/DD/CCYY) 03/10/2011
Witness (1):
Witness (2):

To be Completed by Contractor
Legal Company Name WageWorks, Inc
Trade Name FRINGE BENEFITS MANAGEMENT CO, A DIV OF WAGEWORKS
Taxpayer Identification Number 94-3351864
Company Address (City, State, Zip) 3101 Sessions Road, Tallahassee, FL 32303
By (Name) Barbara L. Gonzales
Signature 
Title VP Public Sector Division
Phone 850-425-6200 ext. 2448
Date (MM/DD/CCYY) 02/17/2011
Witness (1): 
Witness (2): 