



Rep. Keith R. Wheeler

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1 AMENDMENT TO HOUSE BILL 3574

2 AMENDMENT NO. _____. Amend House Bill 3574 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Ethics in Public Contracting Act.

6 Section 5. Purpose. The purpose of this Act is to promote
7 inter-governmental cooperation in providing full and complete
8 disclosure to the public of any entity against whom a public
9 body has taken an action limiting the ability of that entity to
10 enter into a public contract.

11 Section 10. Definitions. As used in this Act:

12 "Business" has the meaning provided under Section 1-15.10
13 of the Illinois Procurement Code.

14 "Chief procurement officer" means an independent chief
15 procurement officer as provided for under Section 10-20 of the

1 Illinois Procurement Code.

2 "Person" has the meaning provided under Section 1-15.55 of
3 the Illinois Procurement Code.

4 "State agency" has the meaning provided under Section
5 1-15.100 of the Illinois Procurement Code.

6 "Suspension" means a suspension as provided for under
7 Section 50-65 of the Illinois Procurement Code.

8 "Unit of Local Government" means the various counties,
9 townships, cities, villages and incorporated towns, school
10 districts, sanitary districts, courts, boards of education,
11 park districts, housing authorities, public building
12 commissions, or any other municipal corporation or
13 governmental agencies of the State.

14 Section 15. State agency notification. Whenever any State
15 agency has taken action to limit the ability of a business or
16 person to enter into a public contract or a chief procurement
17 officer has taken an action to issue a suspension or debarment,
18 the public body or the chief procurement officer shall provide
19 a report to the Executive Ethics Commission identifying: (i)
20 the public body or chief procurement officer submitting the
21 report; (ii) the legal name and, if applicable, the Secretary
22 of State registration number of the business or person; and
23 (iii) a summary of the action taken against the business or
24 person, including the effective length of time of such action
25 and the rationale for the action.

1 Section 20. Unit of local government notification.
2 Whenever any unit of local government has taken an action to
3 issue a suspension, debarment, or limit the ability of a
4 business or person to enter into a public contract as otherwise
5 provided by law, the unit of local government may provide a
6 report to the Executive Ethics Commission identifying: (i) the
7 unit of local government submitting the report; (ii) the legal
8 name and Secretary of State registration number of the business
9 or person; and (iii) a summary of the action taken against the
10 business or person, including the effective length of time of
11 such action and the rationale for the action.

12 Section 25. Ethics in public contracting portal. The
13 Executive Ethics Commission, within 12 months after the
14 effective date of this Act, shall establish and maintain a
15 website, known as the Ethics in Public Contracting Portal, with
16 information received from all State agencies and units of local
17 government as defined in this Act.

18 Section 30. Public body reciprocity rights. A State agency
19 or unit of local government may reciprocate another public
20 body's suspension, debarment, or other limitation on the
21 ability of a business or person to enter into a public
22 contract.

1 Section 35. Rules; petition for removal. The Executive
2 Ethics Commission shall adopt rules to carry out the intent of
3 this Act, and to provide a review process for persons to
4 petition for removal from the Ethics in Public Contracting
5 Portal. "