

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Fire Protection District Act is amended by
5 changing Sections 11k and 16.09 as follows:

6 (70 ILCS 705/11k)

7 Sec. 11k. Competitive bidding; notice requirements.

8 (a) The board of trustees shall have the power to acquire
9 by gift, legacy, or purchase any personal property necessary
10 for its corporate purposes provided that all contracts for
11 supplies, materials, or work involving an expenditure in excess
12 of \$20,000 shall be let to the lowest responsible bidder after
13 advertising as required under subsection (b) of this Section.
14 The board is not required to accept a bid that does not meet
15 the district's established specifications, terms of delivery,
16 quality, and serviceability requirements. Contracts which, by
17 their nature, are not adapted to award by competitive bidding,
18 are not subject to competitive bidding, including, but not
19 limited to:

20 (1) contracts for the services of individuals
21 possessing a high degree of professional skill where the
22 ability or fitness of the individual plays an important
23 part;

1 (2) contracts for the printing of finance committee
2 reports and departmental reports;

3 (3) contracts for the printing or engraving of bonds,
4 tax warrants and other evidences of indebtedness;

5 (4) contracts for the maintenance or servicing of, or
6 provision of repair parts for, equipment which are made
7 with the manufacturer or authorized service agent of that
8 equipment where the provision of parts, maintenance, or
9 servicing can best be performed by the manufacturer or
10 authorized service agent, or which involve proprietary
11 parts or technology not otherwise available;

12 (5) purchases and contracts for the use, purchase,
13 delivery, movement, or installation of data processing
14 equipment, software, or services and telecommunications
15 and interconnect equipment, software, and services;

16 (6) contracts for duplicating machines and supplies;

17 (7) contracts for utility services such as water,
18 light, heat, telephone or telegraph;

19 (8) contracts for goods or services procured from
20 another governmental agency;

21 (9) purchases of equipment previously owned by some
22 entity other than the district itself; and

23 (10) contracts for goods or services which are
24 economically procurable from only one source, such as for
25 the purchase of magazines, books, periodicals, pamphlets,
26 reports, and online subscriptions.

1 Contracts for emergency expenditures are also exempt from
2 competitive bidding when the emergency expenditure is approved
3 by a vote of 3/4 of the members of the board.

4 (b) Except as otherwise provided in subsection (a) of this
5 Section, all proposals to award contracts involving amounts in
6 excess of \$20,000 shall be published at least 10 days,
7 excluding Sundays and legal holidays, in advance of the date
8 announced for the receiving of bids, in a secular English
9 language ~~daily~~ newspaper of general circulation throughout the
10 district. In addition, a fire protection district that has a
11 website that the full-time staff of the district maintains
12 shall post notice on its website of all proposals to award
13 contracts in excess of \$20,000. Advertisements for bids shall
14 describe the character of the proposed contract or agreement in
15 sufficient detail to enable the bidders thereon to know what
16 their obligations will be, either in the advertisement itself,
17 or by reference to detailed plans and specifications on file at
18 the time of the publication of the first announcement. Such
19 advertisement shall also state the date, time and place
20 assigned for the opening of bids, and no bids shall be received
21 at any time subsequent to the time indicated in the
22 announcement. All competitive bids for contracts involving an
23 expenditure in excess of \$20,000 must be sealed by the bidder
24 and must be opened by a member of the board or an employee of
25 the district at a public bid opening at which the contents of
26 the bids must be announced. Each bidder must receive at least 3

1 days notice of the time and place of the bid opening.

2 (Source: P.A. 98-799, eff. 1-1-15.)

3 (70 ILCS 705/16.09) (from Ch. 127 1/2, par. 37.09)

4 Sec. 16.09. Notice of the time and place of every
5 eligibility examination shall be given by the board by a
6 publication at least two weeks preceding the examination, in
7 ~~one or more newspapers published in the fire protection~~
8 ~~district, or, if no newspaper is published therein, then in one~~
9 ~~or more newspapers with a newspaper of general circulation~~
10 within the fire protection district.

11 (Source: Laws 1951, p. 1782.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.