

1 AN ACT concerning finance.

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

4 Section 5. The Illinois Procurement Code is amended by
5 adding Section 45-77 as follows:

6 (30 ILCS 500/45-77 new)

7 Sec. 45-77. Low-embodied-carbon concrete.

8 (a) When a State contract is to be awarded to the lowest
9 responsible bidder, an otherwise qualified bidder who will
10 fulfill the contract through the use of low-embodied-carbon
11 concrete may be given preference over other bidders unable to
12 do so, provided that the cost included in the bid using
13 low-embodied-carbon concrete is not more than 10% greater than
14 the cost in the bid not using low-embodied-carbon concrete.

15 (b) Contracts entered into under this Section may also
16 include, at the discretion of the contracting State agency, a
17 price preference of up to 10% for environmentally preferable
18 materials. If federal funds are to be used for a contract that
19 is awarded under this Section, then the contracting State
20 agency shall conduct the procurement and include in the
21 contract any specifications needed to comply with federal
22 procurement standards. This subsection (b) does not apply to
23 any contract if the application of the provisions of this

1 Section would create a conflict with a federal law or a federal
2 regulation.

3 (c) For purposes of this Section:

4 "Low-embodied-carbon concrete" means concrete mixes and
5 products that have been verified to result in a Global Warming
6 Potential value that is equal to or less than the Global
7 Warming Potential value of the presently approved green
8 procurement specifications, and do not result in the elevation
9 of hazardous pollutants that have been verified to be harmful
10 to human health and ecosystems.

11 The Global Warming Potential value shall be provided in a
12 manner that is consistent with criteria in an Environmental
13 Product Declaration. Such information shall be used to
14 acknowledge those companies that have invested in emissions
15 reduction technologies and practices and to encourage other
16 companies to take action to reduce emissions to become more
17 competitive in the bidding process.