



**Adopted in House Comm. on May 27, 2004**

09300SB0324ham001

LRB093 09320 JAM 51713 a

1 AMENDMENT TO SENATE BILL 324

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 324 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Procurement Code is amended by  
5 changing Sections 30-22 and 40-15 as follows:

6 (30 ILCS 500/30-22)

7 (This Section may contain text from a Public Act with a  
8 delayed effective date)

9 Sec. 30-22. Construction contracts; responsible bidder  
10 requirements. To be considered a responsible bidder on a  
11 construction contract for purposes of this Code, a bidder must  
12 comply with all of the following requirements and must present  
13 satisfactory evidence of that compliance to the appropriate  
14 construction agency:

15 (1) The bidder must comply with all applicable laws  
16 concerning the bidder's entitlement to conduct business in  
17 Illinois.

18 (2) The bidder must comply with all applicable  
19 provisions of the Prevailing Wage Act.

20 (3) The bidder must comply with Subchapter VI ("Equal  
21 Employment Opportunities") of Chapter 21 of Title 42 of the  
22 United States Code (42 U.S.C. 2000e and following) and with  
23 Federal Executive Order No. 11246 as amended by Executive  
24 Order No. 11375.

1 (4) The bidder must have a valid Federal Employer  
2 Identification Number or, if an individual, a valid Social  
3 Security Number.

4 (5) The bidder must have a valid certificate of  
5 insurance showing the following coverages: general  
6 liability, professional liability, product liability,  
7 workers' compensation, completed operations, hazardous  
8 occupation, and automobile.

9 (6) The bidder and all bidder's subcontractors must  
10 participate in applicable apprenticeship and training  
11 programs approved by and registered with the United States  
12 Department of Labor's Bureau of Apprenticeship and  
13 Training.

14 (7) The bidder and all bidder's subcontractors must  
15 show proof that all workers who are to perform work on the  
16 project:

17 (A) have received training in procedures to be  
18 followed in the event of a State or national emergency;

19 (B) have successfully undergone drug screening and  
20 are subject to random drug screening; and

21 (C) have been involved in an ongoing training  
22 program in new construction techniques and procedures,  
23 including techniques and procedures that are pertinent  
24 to the building and construction industries.

25 The provisions of this Section shall not apply to federally  
26 funded construction projects if such application would  
27 jeopardize the receipt or use of federal funds in support of  
28 such a project.

29 (Source: P.A. 93-642, eff. 6-1-04.)

30 (30 ILCS 500/40-15)

31 Sec. 40-15. Method of source selection.

32 (a) Request for information. Except as provided in  
33 subsections (b) and (c), all State contracts for leases of real

1 property or capital improvements shall be awarded by a request  
2 for information process in accordance with Section 40-20.

3 (b) Other methods. A request for information process need  
4 not be used in procuring any of the following leases:

5 (1) Property of less than 10,000 square feet.

6 (2) Rent of less than \$100,000 per year.

7 (3) Duration of less than one year that cannot be  
8 renewed.

9 (4) Specialized space available at only one location.

10 (5) Renewal or extension of a lease in effect before  
11 July 1, 2002 ~~1999~~; provided that: (i) the chief procurement  
12 officer determines in writing that the renewal or extension  
13 is in the best interest of the State; (ii) the chief  
14 procurement officer submits his or her written  
15 determination and the renewal or extension to the Board;  
16 (iii) the Board does not object in writing to the renewal  
17 or extension within 30 days after its submission; and (iv)  
18 the chief procurement officer publishes the renewal or  
19 extension in the appropriate volume of the Procurement  
20 Bulletin.

21 (c) Leases with governmental units. Leases with other  
22 governmental units may be negotiated without using the request  
23 for information process when deemed by the chief procurement  
24 officer to be in the best interest of the State.

25 (Source: P.A. 93-133, eff. 1-1-04.)".