

# HB3835



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB3835**

Introduced 2/25/2005, by Rep. Richard P. Myers

**SYNOPSIS AS INTRODUCED:**

30 ILCS 500/30-22

Amends the Illinois Procurement Code. Requires construction agencies to adopt rules concerning participation by bidders in U.S. Department of Labor apprenticeship programs. The rules must not unfairly impact small businesses.

LRB094 10950 JAM 41533 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning procurement.

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 changing Section 30-22 as follows:

6 (30 ILCS 500/30-22)

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

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

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

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

23 (4) The bidder must have a valid Federal Employer  
24 Identification Number or, if an individual, a valid Social  
25 Security Number.

26 (5) The bidder must have a valid certificate of  
27 insurance showing the following coverages: general  
28 liability, professional liability, product liability,  
29 workers' compensation, completed operations, hazardous  
30 occupation, and automobile.

31 (6) The bidder and all bidder's subcontractors must  
32 participate in applicable apprenticeship and training

1 programs approved by and registered with the United States  
2 Department of Labor's Bureau of Apprenticeship and  
3 Training. Construction agencies shall promulgate rules  
4 governing participation in apprenticeship programs as a  
5 requirement to become certified as a responsible bidder for  
6 construction contracts. These rules shall be promulgated  
7 in a manner to ensure that small businesses are not  
8 unfairly impacted by this item (6).

9 The provisions of this Section shall not apply to federally  
10 funded construction projects if such application would  
11 jeopardize the receipt or use of federal funds in support of  
12 such a project.

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