



Sen. William R. Haine

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09400SB0661sam001

LRB094 04399 JAM 44492 a

1 AMENDMENT TO SENATE BILL 661

2 AMENDMENT NO. _____. Amend Senate Bill 661 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Procurement Code is amended by
5 changing Section 30-30 and by adding Section 30-31 as follows:

6 (30 ILCS 500/30-30)

7 Sec. 30-30. Projects ~~Contracts~~ in excess of \$750,000
8 ~~\$250,000~~. For building construction projects ~~contracts~~ in
9 excess of \$750,000 ~~\$250,000~~, separate specifications shall be
10 prepared for all equipment, labor, and materials in connection
11 with the following 5 subdivisions of the work to be performed:

- 12 (1) plumbing;
- 13 (2) heating, piping, refrigeration, and automatic
14 temperature control systems, including the testing and
15 balancing of those systems;
- 16 (3) ventilating and distribution systems for
17 conditioned air, including the testing and balancing of
18 those systems;
- 19 (4) electric wiring; and
- 20 (5) general contract work.

21 The specifications must be so drawn as to permit separate
22 and independent bidding upon each of the 5 subdivisions of
23 work. All contracts awarded for any part thereof shall award
24 the 5 subdivisions of work separately to responsible and

1 reliable persons, firms, or corporations engaged in these
2 classes of work. The contracts, at the discretion of the
3 construction agency, may be assigned to the successful bidder
4 on the general contract work or to the successful bidder on the
5 subdivision of work designated by the construction agency
6 before the bidding as the prime subdivision of work, provided
7 that all payments will be made directly to the contractors for
8 the 5 subdivisions of work upon compliance with the conditions
9 of the contract. A contract may be let for one or more
10 buildings in any project to the same contractor. The
11 specifications shall require, however, that unless the
12 buildings are identical, a separate price shall be submitted
13 for each building. The contract may be awarded to the lowest
14 responsible bidder for each or all of the buildings included in
15 the specifications.

16 Notwithstanding the requirements of this Section, if the
17 contract for work to be performed in any one of the 5
18 subdivisions is less than \$200,000, then the contract for that
19 subdivision need not be separately awarded but may be
20 incorporated into one or more of the remaining contracts.

21 Until a date 2 years after the effective date of this
22 amendatory Act of the 93rd General Assembly, the requirements
23 of this Section do not apply to the construction of an
24 Emergency Operations Center for the Illinois Emergency
25 Management Agency if (i) the majority of the funding for the
26 project is from federal funds, (ii) the bid of the successful
27 bidder identifies the name of the subcontractor, if any, and
28 the bid proposal costs for each of the 5 subdivisions of work
29 set forth in this Section, and (iii) the contract entered into
30 with the successful bidder provides that no identified
31 subcontractor may be terminated without the written consent of
32 the Capital Development Board.

33 (Source: P.A. 93-1035, eff. 9-10-04.)

1 (30 ILCS 500/30-31 new)

2 Sec. 30-31. Construction projects of \$750,000 or less. For
3 building construction projects of \$750,000 or less, (i) the
4 successful bidder must identify the name of the subcontractor,
5 if any, and the bid proposal cost for each of the 5
6 subdivisions of work set forth in Section 30-30 and (ii) the
7 contract entered into with the successful bidder shall provide
8 that no identified responsive and responsible subcontractor
9 who provides a bid bond may be terminated without the written
10 consent of the Capital Development Board.

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