



Sen. Toi W. Hutchinson

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09700HB1262sam003

LRB097 06671 HLH 56584 a

1 AMENDMENT TO HOUSE BILL 1262

2 AMENDMENT NO. _____. Amend House Bill 1262, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Architectural, Engineering, and Land
6 Surveying Qualifications Based Selection Act is amended by
7 changing Sections 30 and 35 as follows:

8 (30 ILCS 535/30) (from Ch. 127, par. 4151-30)

9 Sec. 30. Evaluation procedure. A State agency shall
10 evaluate the firms submitting letters of interest and other
11 prequalified firms, taking into account qualifications; and
12 the State agency may consider, but shall not be limited to
13 considering, ability of professional personnel, past record
14 and experience, performance data on file, willingness to meet
15 time requirements, location, workload of the firm and any other
16 qualifications based factors as the State agency may determine

1 in writing are applicable. The State agency may conduct
2 discussions with and require public presentations by firms
3 deemed to be the most qualified regarding their qualifications,
4 approach to the project and ability to furnish the required
5 services.

6 A State agency shall establish a committee to select firms
7 to provide architectural, engineering, and land surveying
8 services. A selection committee may include at least one public
9 member nominated by a statewide association of the profession
10 affected. The public member may not be employed or associated
11 with any firm holding a contract with the State agency nor may
12 the public member's firm be considered for a contract with that
13 State agency while he or she is serving as a public member of
14 the committee.

15 In addition, the Department of Transportation shall ~~may~~
16 appoint public members to selection committees that represent
17 the geographic, ethnic, and cultural diversity of the
18 population of the State, including persons nominated by
19 associations representing minority and female-owned business
20 associations. Public members shall be licensed in or have
21 received a degree from an accredited college or university in
22 one of the professions affected and shall not be employed by,
23 associated with, or have an ownership interest in any firm
24 holding or seeking to hold a contract while serving as a public
25 member of the committee.

26 In addition, the Secretary of Transportation shall appoint

1 3 Department of Transportation employees to selection
2 committees. The 3 Department of Transportation employee
3 members shall include the chief fiscal officer, a member from
4 the planning office, and a member from the office that
5 certifies disadvantaged business enterprises. The Secretary of
6 Transportation shall appoint a selection committee chair from
7 the 3 Department of Transportation employee members. With the
8 exception of the chief fiscal officer, all members of selection
9 committees at the Department of Transportation shall be limited
10 to a 2-year term and shall not serve more than one concurrent
11 term. Selection committees shall be limited to 6 members.

12 In no case shall a State agency, prior to selecting a firm
13 for negotiation under Section 40, seek formal or informal
14 submission of verbal or written estimates of costs or proposals
15 in terms of dollars, hours required, percentage of construction
16 cost, or any other measure of compensation.

17 (Source: P.A. 96-37, eff. 7-13-09; 96-849, eff. 12-23-09.)

18 (30 ILCS 535/35) (from Ch. 127, par. 4151-35)

19 Sec. 35. Selection procedure. On the basis of evaluations,
20 discussions, and any presentations, the State agency shall
21 select no less than 3 firms it determines to be qualified to
22 provide services for the project and rank them in order of
23 qualifications to provide services regarding the specific
24 project. The State agency shall then contact the firm ranked
25 most preferred to negotiate a contract at a fair and reasonable

1 compensation. If fewer than 3 firms submit letters of interest
2 and the State agency determines that one or both of those firms
3 are so qualified, the State agency may proceed to negotiate a
4 contract under Section 40. The decision of the State agency
5 shall be final and binding.

6 No firm shall be selected on concurrent bulletins without
7 the Department of Transportation documenting that it is in the
8 best interest of the State.

9 (Source: P.A. 87-673.)

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