

SB2172



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB2172

Introduced 2/10/2011, by Sen. James F. Clayborne, Jr.

SYNOPSIS AS INTRODUCED:

30 ILCS 500/30-22

Amends the Illinois Procurement Code. Provides that, in order to be considered a responsible bidder under the Code, a bidder must submit a signed affidavit stating that it will maintain an Illinois office as the primary place of employment for persons employed in the construction authorized by the contract. Effective immediately.

LRB097 09019 PJG 49153 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 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

1 Identification Number or, if an individual, a valid Social
2 Security Number.

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

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

13 (7) For contracts with the Illinois Power Agency, the
14 Director of the Illinois Power Agency may establish
15 additional requirements for responsible bidders. These
16 additional requirements, if established, shall be set
17 forth together with the other criteria contained in the
18 invitation for bids, and shall appear in the appropriate
19 volume of the Illinois Procurement Bulletin.

20 (8) The bidder must submit a signed affidavit stating
21 that the bidder will maintain an Illinois office as the
22 primary place of employment for persons employed in the
23 construction authorized by the contract.

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

1 such a project.

2 (Source: P.A. 95-481, eff. 8-28-07.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.