



Rep. Barbara Flynn Currie

Filed: 5/7/2013

09800SB2233ham001

LRB098 05502 OMW 45513 a

1 AMENDMENT TO SENATE BILL 2233

2 AMENDMENT NO. _____. Amend Senate Bill 2233 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Building Commission Act is amended
5 by changing Sections 2.5, 3, 20, 20.3, 20.4, 20.5, 20.10,
6 20.15, 20.20, and 20.25 as follows:

7 (50 ILCS 20/2.5)

8 (Section scheduled to be repealed on June 1, 2013)

9 Sec. 2.5. Legislative policy; conditions for use of
10 design-build. It is the intent of the General Assembly that a
11 commission be allowed to use the design-build delivery method
12 for public projects if it is shown to be in the commission's
13 best interest for that particular project.

14 It shall be the policy of the commission in the procurement
15 of design-build services to publicly announce all requirements
16 for design-build services and to procure these services on the

1 basis of demonstrated competence and qualifications and with
2 due regard for the principles of competitive selection.

3 The commission shall, prior to issuing requests for
4 proposals, promulgate and publish procedures for the
5 solicitation and award of contracts pursuant to this Act.

6 The commission shall, for each public project or projects
7 permitted under this Act, make a written determination,
8 including a description as to the particular advantages of the
9 design-build procurement method, that it is in the best
10 interests of the commission to enter into a design-build
11 contract for the project or projects.

12 In making that determination, the following factors shall
13 be considered:

14 (1) The probability that the design-build procurement
15 method will be in the best interests of the commission by
16 providing a material savings of time or cost over the
17 design-bid-build or other delivery system.

18 (2) The type and size of the project and its
19 suitability to the design-build procurement method.

20 (3) The ability of the design-build entity to define
21 and provide comprehensive scope and performance criteria
22 for the project.

23 The commission shall require the design-build entity to
24 comply with the utilization goals established by the corporate
25 authorities of the commission for minority and women business
26 enterprises and to comply with Section 2-105 of the Illinois

1 Human Rights Act.

2 This Section is repealed on June 1, 2018; provided that any
3 design-build contracts entered into before such date or any
4 procurement of a project under this Act commenced before such
5 date, and the contracts resulting from those procurements,
6 shall remain effective 5 years after the effective date of this
7 amendatory Act of the 95th General Assembly.

8 (Source: P.A. 95-595, eff. 6-1-08.)

9 (50 ILCS 20/3) (from Ch. 85, par. 1033)

10 Sec. 3. The following terms, wherever used, or referred to
11 in this Act, mean unless the context clearly requires a
12 different meaning:

13 (a) "Commission" means a Public Building Commission
14 created pursuant to this Act.

15 (b) "Commissioner" or "Commissioners" means a Commissioner
16 or Commissioners of a Public Building Commission.

17 (c) "County seat" means a city, village or town which is
18 the county seat of a county.

19 (d) "Municipality" means any city, village or incorporated
20 town of the State of Illinois.

21 (e) "Municipal corporation" includes a county, city,
22 village, town, (including a county seat), park district, school
23 district in a county of 3,000,000 or more population, board of
24 education of a school district in a county of 3,000,000 or more
25 population, sanitary district, airport authority contiguous

1 with the County Seat as of July 1, 1969 and any other municipal
2 body or governmental agency of the State, and until July 1,
3 2011, a school district that (i) was organized prior to 1860,
4 (ii) is located in part in a city originally incorporated prior
5 to 1840, and (iii) entered into a lease with a Commission prior
6 to 1993, and its board of education, but does not include a
7 school district in a county of less than 3,000,000 population,
8 a board of education of a school district in a county of less
9 than 3,000,000 population, or a community college district in a
10 county of less than 3,000,000 population, except that until
11 July 1, 2011, a school district that (i) was organized prior to
12 1860, (ii) is located in part in a city originally incorporated
13 prior to 1840, and (iii) entered into a lease with a Commission
14 prior to 1993, and its board of education, are included.

15 (f) "Governing body" includes a city council, county board,
16 or any other body or board, by whatever name it may be known,
17 charged with the governing of a municipal corporation.

18 (g) "Presiding officer" includes the mayor or president of
19 a city, village or town, the presiding officer of a county
20 board, or the presiding officer of any other board or
21 commission, as the case may be.

22 (h) "Oath" means oath or affirmation.

23 (i) "Building" means an improvement to real estate to be
24 made available for use by a municipal corporation for the
25 furnishing of governmental services to its citizens, together
26 with any land or interest in land necessary or useful in

1 connection with the improvement.

2 (j) "Delivery system" means the design and construction
3 approach used to develop and construct a project.

4 (k) "Design-bid-build" means the traditional delivery
5 system used on public projects that incorporates the Local
6 Government Professional Services Selection Act (50 ILCS 510/)
7 and the principles of competitive selection.

8 (l) "Design-build" means a delivery system that provides
9 responsibility within a single contract for the furnishing of
10 architecture, engineering, land surveying and related services
11 as required, and the labor, materials, equipment, and other
12 construction services for the project.

13 (m) "Design-build contract" means a contract for a public
14 project under this Act between the Commission and a
15 design-build entity to furnish architecture, engineering, land
16 surveying, and related services as required, and to furnish the
17 labor, materials, equipment, and other construction services
18 for the project. The design-build contract may be conditioned
19 upon subsequent refinements in scope and price and may allow
20 the Commission to make modifications in the project scope
21 without invalidating the design-build contract.

22 (n) "Design-build entity" means any individual, sole
23 proprietorship, firm, partnership, joint venture, corporation,
24 professional corporation, or other entity that proposes to
25 design and construct any public project under this Act. A
26 design-build entity and associated design-build professionals

1 shall conduct themselves in accordance with the laws of this
2 State and the related provisions of the Illinois Administrative
3 Code, as referenced by the licensed design professionals Acts
4 of this State.

5 (o) "Design professional" means any individual, sole
6 proprietorship, firm, partnership, joint venture, corporation,
7 professional corporation, or other entity that offers services
8 under the Illinois Architecture Practice Act of 1989 (225 ILCS
9 305/), the Professional Engineering Practice Act of 1989 (225
10 ILCS 325/), the Structural Engineering Licensing Act of 1989
11 (225 ILCS 340/), or the Illinois Professional Land Surveyor Act
12 of 1989 (225 ILCS 330/).

13 (p) "Evaluation criteria" means the requirements for the
14 separate phases of the selection process for design-build
15 proposals as defined in this Act and may include the
16 specialized experience, technical qualifications and
17 competence, capacity to perform, past performance, experience
18 with similar projects, assignment of personnel to the project,
19 and other appropriate factors. Price may not be used as a
20 factor in the evaluation of Phase I proposals.

21 (q) "Proposal" means the offer to enter into a design-build
22 contract as submitted by a design-build entity in accordance
23 with this Act.

24 (r) "Request for proposal" means the document used by the
25 Commission to solicit proposals for a design-build contract.

26 (s) "Scope and performance criteria" means the

1 requirements for the public project, including but not limited
2 to, the intended usage, capacity, size, scope, quality and
3 performance standards, life-cycle costs, and other
4 programmatic criteria that are expressed in
5 performance-oriented and quantifiable specifications and
6 drawings that can be reasonably inferred and are suited to
7 allow a design-build entity to develop a proposal.

8 (t) "Guaranteed maximum price" means a form of contract in
9 which compensation may vary according to the scope of work
10 involved but in any case may not exceed an agreed total amount.

11 Definitions in this Section with respect to design-build
12 shall have no effect beginning on June 1, 2018; provided that
13 any design-build contracts entered into before such date or any
14 procurement of a project under this Act commenced before such
15 date, and the contracts resulting from those procurements,
16 shall remain effective 5 years after the effective date of this
17 amendatory Act of the 95th General Assembly.

18 (Source: P.A. 94-1071, eff. 1-1-07; 95-595, eff. 6-1-08.)

19 (50 ILCS 20/20) (from Ch. 85, par. 1050)

20 Sec. 20. Contracts let to lowest responsible bidder;
21 competitive bidding; advertisement for bids; design-build
22 contracts.

23 (a) All contracts to be let for the construction,
24 alteration, improvement, repair, enlargement, demolition or
25 removal of any buildings or other facilities, or for materials

1 or supplies to be furnished, where the amount thereof is in
2 excess of \$20,000, shall be awarded as a design-build contract
3 in accordance with Sections 20.3 through 20.20 or shall be let
4 to the lowest responsible bidder, or bidders, on open
5 competitive bidding.

6 (b) A contract awarded on the basis of competitive bidding
7 shall be awarded after public advertisement published at least
8 once in each week for three consecutive weeks prior to the
9 opening of bids, in a daily newspaper of general circulation in
10 the county where the commission is located, except in the case
11 of an emergency situation, as determined by the chief executive
12 officer. If a contract is awarded in an emergency situation,
13 (i) the contract accepted must be based on the lowest
14 responsible proposal after the commission has made a diligent
15 effort to solicit multiple proposals by telephone, facsimile,
16 or other efficient means and (ii) the chief executive officer
17 must submit a report at the next regular meeting of the Board,
18 to be ratified by the Board and entered into the official
19 record, that states the chief executive officer's reason for
20 declaring an emergency situation, the names of all parties
21 solicited for proposals, and their proposals and that includes
22 a copy of the contract awarded. Nothing contained in this
23 Section shall be construed to prohibit the Board of
24 Commissioners from placing additional advertisements in
25 recognized trade journals. Advertisements for bids shall
26 describe the character of the proposed contract in sufficient

1 detail to enable the bidders thereon to know what their
2 obligation will be, either in the advertisement itself, or by
3 reference to detailed plans and specifications on file in the
4 office of the Public Building Commission at the time of the
5 publication of the first announcement. Such advertisement
6 shall also state the date, time, and place assigned for the
7 opening of bids. No bids shall be received at any time
8 subsequent to the time indicated in said advertisement.

9 (c) In addition to the requirements of Section 20.3, the
10 Commission shall advertise a design-build solicitation at
11 least once in a daily newspaper of general circulation in the
12 county where the Commission is located. The date that Phase I
13 submissions by design-build entities are due must be at least
14 14 calendar days after the date the newspaper advertisement for
15 design-build proposals is first published. The advertisement
16 shall identify the design-build project, the due date, the
17 place and time for Phase I submissions, and the place where
18 proposers can obtain a complete copy of the request for
19 design-build proposals, including the criteria for evaluation
20 and the scope and performance criteria. The Commission is not
21 precluded from using other media or from placing advertisements
22 in addition to the one required under this subsection.

23 (d) The Board of Commissioners may reject any and all bids
24 and proposals received and may readvertise for bids or issue a
25 new request for design-build proposals.

26 (e) All bids shall be open to public inspection in the

1 office of the Public Building Commission after an award or
2 final selection has been made. The successful bidder for such
3 work shall enter into contracts furnished and prescribed by the
4 Board of Commissioners and in addition to any other bonds
5 required under this Act the successful bidder shall execute and
6 give bond, payable to and to be approved by the Commission,
7 with a corporate surety authorized to do business under the
8 laws of the State of Illinois, in an amount to be determined by
9 the Board of Commissioners, conditioned upon the payment of all
10 labor furnished and materials supplied in the prosecution of
11 the contracted work. If the bidder whose bid has been accepted
12 shall neglect or refuse to accept the contract within five (5)
13 days after written notice that the same has been awarded to
14 him, or if he accepts but does not execute the contract and
15 give the proper security, the Commission may accept the next
16 lowest bidder, or readvertise and relet in manner above
17 provided.

18 (f) In case any work shall be abandoned by any contractor
19 or design-build entity, the Commission may, if the best
20 interests of the Commission be thereby served, adopt on behalf
21 of the Commission all subcontracts made by such contractor or
22 design-build entity for such work and all such sub-contractors
23 shall be bound by such adoption if made; and the Commission
24 shall, in the manner provided in this Act, readvertise and
25 relet, or request proposals and award design-build contracts
26 for, the work specified in the original contract exclusive of

1 so much thereof as shall be accepted. Every contract when made
2 and entered into, as provided in this Section or Section 20.20,
3 shall be executed, held by the Commission, and filed in its
4 records, and one copy of which shall be given to the contractor
5 or design-build entity.

6 (g) The provisions of this Section with respect to
7 design-build shall have no effect beginning on June 1, 2018;
8 provided that any design-build contracts entered into before
9 such date or any procurement of a project under this Act
10 commenced before such date, and the contracts resulting from
11 those procurements, shall remain effective 5 years after June
12 1, 2008 (the effective date of Public Act 95-595).

13 (Source: P.A. 95-595, eff. 6-1-08; 95-614, eff. 9-11-07;
14 95-876, eff. 8-21-08.)

15 (50 ILCS 20/20.3)

16 (Section scheduled to be repealed on June 1, 2013)

17 Sec. 20.3. Solicitation of design-build proposals.

18 (a) When the Commission elects to use the design-build
19 delivery method, it must issue a notice of intent to receive
20 proposals for the project at least 14 days before issuing the
21 request for the proposal. The Commission must publish the
22 advance notice in a daily newspaper of general circulation in
23 the county where the Commission is located. The Commission is
24 encouraged to use publication of the notice in related
25 construction industry service publications. A brief

1 description of the proposed procurement must be included in the
2 notice. The Commission must provide a copy of the request for
3 proposal to any party requesting a copy.

4 (b) The request for proposal shall be prepared for each
5 project and must contain, without limitation, the following
6 information:

7 (1) The name of the Commission.

8 (2) A preliminary schedule for the completion of the
9 contract.

10 (3) The proposed budget for the project, the source of
11 funds, and the currently available funds at the time the
12 request for proposal is submitted.

13 (4) Prequalification criteria for design-build
14 entities wishing to submit proposals. The Commission shall
15 include, at a minimum, its normal prequalification,
16 licensing, registration, and other requirements, but
17 nothing contained herein precludes the use of additional
18 prequalification criteria by the Commission.

19 (5) Material requirements of the contract, including
20 but not limited to, the proposed terms and conditions,
21 required performance and payment bonds, insurance, and the
22 entity's plan to comply with the utilization goals
23 established by the corporate authorities of the Commission
24 for minority and women business enterprises and to comply
25 with Section 2-105 of the Illinois Human Rights Act.

26 (6) The performance criteria.

1 (7) The evaluation criteria for each phase of the
2 solicitation.

3 (8) The number of entities that will be considered for
4 the technical and cost evaluation phase.

5 (c) The Commission may include any other relevant
6 information that it chooses to supply. The design-build entity
7 shall be entitled to rely upon the accuracy of this
8 documentation in the development of its proposal.

9 (d) The date that proposals are due must be at least 21
10 calendar days after the date of the issuance of the request for
11 proposal. In the event the cost of the project is estimated to
12 exceed \$12,000,000, then the proposal due date must be at least
13 28 calendar days after the date of the issuance of the request
14 for proposal. The Commission shall include in the request for
15 proposal a minimum of 30 days to develop the Phase II
16 submissions after the selection of entities from the Phase I
17 evaluation is completed.

18 (e) This Section is repealed on June 1, 2018; provided that
19 any design-build contracts entered into before such date or any
20 procurement of a project under this Act commenced before such
21 date, and the contracts resulting from those procurements,
22 shall remain effective 5 years after the effective date of this
23 ~~amendatory Act of the 95th General Assembly.~~

24 (Source: P.A. 95-595, eff. 6-1-08.)

1 (Section scheduled to be repealed on June 1, 2013)

2 Sec. 20.4. Development of design-build scope and
3 performance criteria.

4 (a) The Commission shall develop, with the assistance of a
5 licensed design professional, a request for proposal, which
6 shall include scope and performance criteria. The scope and
7 performance criteria must be in sufficient detail and contain
8 adequate information to reasonably apprise the qualified
9 design-build entities of the Commission's overall programmatic
10 needs and goals, including criteria and preliminary design
11 plans, general budget parameters, schedule, and delivery
12 requirements.

13 (b) Each request for proposal shall also include a
14 description of the level of design to be provided in the
15 proposals. This description must include the scope and type of
16 renderings, drawings, and specifications that, at a minimum,
17 will be required by the Commission to be produced by the
18 design-build entities.

19 (c) The scope and performance criteria shall be prepared by
20 a design professional who is an employee of the Commission, or
21 the Commission may contract with an independent design
22 professional selected under the Local Government Professional
23 Services Selection Act (50 ILCS 510/) to provide these
24 services.

25 (d) The design professional that prepares the scope and
26 performance criteria is prohibited from participating in any

1 design-build entity proposal for the project.

2 (e) This Section is repealed on June 1, 2018; provided that
3 any design-build contracts entered into before such date or any
4 procurement of a project under this Act commenced before such
5 date, and the contracts resulting from those procurements,
6 shall remain effective 5 years after the effective date of this
7 amendatory Act of the 95th General Assembly.

8 (Source: P.A. 95-595, eff. 6-1-08.)

9 (50 ILCS 20/20.5)

10 (Section scheduled to be repealed on June 1, 2013)

11 Sec. 20.5. Procedures for design-build selection.

12 (a) The Commission must use a two-phase procedure for the
13 selection of the successful design-build entity. Phase I of the
14 procedure will evaluate and shortlist the design-build
15 entities based on qualifications, and Phase II will evaluate
16 the technical and cost proposals.

17 (b) The Commission shall include in the request for
18 proposal the evaluating factors to be used in Phase I. These
19 factors are in addition to any prequalification requirements of
20 design-build entities that the Commission has set forth. Each
21 request for proposal shall establish the relative importance
22 assigned to each evaluation factor and subfactor, including any
23 weighting of criteria to be employed by the Commission. The
24 Commission must maintain a record of the evaluation scoring to
25 be disclosed in event of a protest regarding the solicitation.

1 The Commission shall include the following criteria in
2 every Phase I evaluation of design-build entities: (1)
3 experience of personnel; (2) successful experience with
4 similar project types; (3) financial capability; (4)
5 timeliness of past performance; (5) experience with similarly
6 sized projects; (6) successful reference checks of the firm;
7 (7) commitment to assign personnel for the duration of the
8 project and qualifications of the entity's consultants; and (8)
9 ability or past performance in meeting or exhausting good faith
10 efforts to meet the utilization goals for minority and women
11 business enterprises established by the corporate authorities
12 of the Commission and in complying with Section 2-105 of the
13 Illinois Human Rights Act. The Commission may include any
14 additional relevant criteria in Phase I that it deems necessary
15 for a proper qualification review. The Commission may include
16 any additional relevant criteria in Phase I that it deems
17 necessary for a proper qualification review.

18 The Commission may not consider any design-build entity for
19 evaluation or award if the entity has any pecuniary interest in
20 the project or has other relationships or circumstances,
21 including but not limited to, long-term leasehold, mutual
22 performance, or development contracts with the Commission,
23 that may give the design-build entity a financial or tangible
24 advantage over other design-build entities in the preparation,
25 evaluation, or performance of the design-build contract or that
26 create the appearance of impropriety. No design-build proposal

1 shall be considered that does not include an entity's plan to
2 comply with the requirements established in the minority and
3 women business enterprises and economically disadvantaged
4 firms established by the corporate authorities of the
5 Commission and with Section 2-105 of the Illinois Human Rights
6 Act.

7 Upon completion of the qualifications evaluation, the
8 Commission shall create a shortlist of the most highly
9 qualified design-build entities. The Commission, in its
10 discretion, is not required to shortlist the maximum number of
11 entities as identified for Phase II evaluation, provided
12 however, no less than 2 design-build entities nor more than 6
13 are selected to submit Phase II proposals.

14 The Commission shall notify the entities selected for the
15 shortlist in writing. This notification shall commence the
16 period for the preparation of the Phase II technical and cost
17 evaluations. The Commission must allow sufficient time for the
18 shortlist entities to prepare their Phase II submittals
19 considering the scope and detail requested by the Commission.

20 (c) The Commission shall include in the request for
21 proposal the evaluating factors to be used in the technical and
22 cost submission components of Phase II. Each request for
23 proposal shall establish, for both the technical and cost
24 submission components of Phase II, the relative importance
25 assigned to each evaluation factor and subfactor, including any
26 weighting of criteria to be employed by the Commission. The

1 Commission must maintain a record of the evaluation scoring to
2 be disclosed in event of a protest regarding the solicitation.

3 The Commission shall include the following criteria in
4 every Phase II technical evaluation of design-build entities:

5 (1) compliance with objectives of the project; (2) compliance
6 of proposed services to the request for proposal requirements;
7 (3) quality of products or materials proposed; (4) quality of
8 design parameters; (5) design concepts; (6) innovation in
9 meeting the scope and performance criteria; and (7)
10 constructability of the proposed project. The Commission may
11 include any additional relevant technical evaluation factors
12 it deems necessary for proper selection.

13 The Commission shall include the following criteria in
14 every Phase II cost evaluation: the guaranteed maximum project
15 cost and the time of completion. The Commission may include any
16 additional relevant technical evaluation factors it deems
17 necessary for proper selection. The guaranteed maximum project
18 cost criteria weighing factor shall not exceed 30%.

19 The Commission shall directly employ or retain a licensed
20 design professional to evaluate the technical and cost
21 submissions to determine if the technical submissions are in
22 accordance with generally accepted industry standards.

23 Upon completion of the technical submissions and cost
24 submissions evaluation, the Commission may award the
25 design-build contract to the highest overall ranked entity.

26 (d) This Section is repealed on June 1, 2018; provided that

1 any design-build contracts entered into before such date or any
2 procurement of a project under this Act commenced before such
3 date, and the contracts resulting from those procurements,
4 shall remain effective 5 years after the effective date of this
5 amendatory Act of the 95th General Assembly.

6 (Source: P.A. 95-595, eff. 6-1-08.)

7 (50 ILCS 20/20.10)

8 (Section scheduled to be repealed on June 1, 2013)

9 Sec. 20.10. Small design-build projects. In any case where
10 the total overall cost of the project is estimated to be less
11 than \$12,000,000, the Commission may combine the two-phase
12 procedure for design-build selection described in Section 20.5
13 into one combined step, provided that all the requirements of
14 evaluation are performed in accordance with Section 20.5.

15 This Section is repealed on June 1, 2018; provided that any
16 design-build contracts entered into before such date or any
17 procurement of a project under this Act commenced before such
18 date, and the contracts resulting from those procurements,
19 shall remain effective 5 years after the effective date of this
20 amendatory Act of the 95th General Assembly.

21 (Source: P.A. 95-595, eff. 6-1-08.)

22 (50 ILCS 20/20.15)

23 (Section scheduled to be repealed on June 1, 2013)

24 Sec. 20.15. Submission of design-build proposals.

1 Design-build proposals must be properly identified and sealed.
2 Proposals may not be reviewed until after the deadline for
3 submission has passed as set forth in the request for
4 proposals. All design-build entities submitting proposals
5 shall be disclosed after the deadline for submission, and all
6 design-build entities who are selected for Phase II evaluation
7 shall also be disclosed at the time of that determination.

8 Phase II design-build proposals shall include a bid bond in
9 the form and security as designated in the request for
10 proposals. Proposals shall also contain a separate sealed
11 envelope with the cost information within the overall proposal
12 submission. Proposals shall include a list of all design
13 professionals and other entities to which any work identified
14 in Section 30-30 of the Illinois Procurement Code as a
15 subdivision of construction work may be subcontracted during
16 the performance of the contract.

17 Proposals must meet all material requirements of the
18 request for proposal or they may be rejected as non-responsive.
19 The Commission shall have the right to reject any and all
20 proposals.

21 The drawings and specifications of any unsuccessful
22 design-build proposal shall remain the property of the
23 design-build entity.

24 The Commission shall review the proposals for compliance
25 with the performance criteria and evaluation factors.

26 Proposals may be withdrawn prior to the due date and time

1 for submissions for any cause. After evaluation begins by the
2 Commission, clear and convincing evidence of error is required
3 for withdrawal.

4 This Section is repealed on June 1, 2018; provided that any
5 design-build contracts entered into before such date or any
6 procurement of a project under this Act commenced before such
7 date, and the contracts resulting from those procurements,
8 shall remain effective 5 years after the effective date of this
9 amendatory Act of the 95th General Assembly.

10 (Source: P.A. 95-595, eff. 6-1-08.)

11 (50 ILCS 20/20.20)

12 (Section scheduled to be repealed on June 1, 2013)

13 Sec. 20.20. Design-build award. The Commission may award a
14 design-build contract to the highest overall ranked entity.
15 Notice of award shall be made in writing. Unsuccessful entities
16 shall also be notified in writing. The Commission may not
17 request a best and final offer after the receipt of proposals.
18 The Commission may negotiate with the selected design-build
19 entity after award but prior to contract execution for the
20 purpose of securing better terms than originally proposed,
21 provided that the salient features of the request for proposal
22 are not diminished.

23 This Section is repealed on June 1, 2018; provided that any
24 design-build contracts entered into before such date or any
25 procurement of a project under this Act commenced before such

1 date, and the contracts resulting from those procurements,
2 shall remain effective 5 years after the effective date of this
3 amendatory Act of the 95th General Assembly.

4 (Source: P.A. 95-595, eff. 6-1-08.)

5 (50 ILCS 20/20.25)

6 (Section scheduled to be repealed on June 1, 2013)

7 Sec. 20.25. Minority and female owned enterprises; total
8 construction budget.

9 (a) Each year, within 60 days following the end of a
10 commission's fiscal year, the commission shall provide a report
11 to the General Assembly addressing the utilization of minority
12 and female owned business enterprises on design-build
13 projects.

14 (b) The payments for design-build projects by any
15 commission in one fiscal year shall not exceed 50% ~~25%~~ of the
16 moneys spent on construction projects during the same fiscal
17 year.

18 (c) This Section is repealed on June 1, 2018; provided that
19 any design-build contracts entered into before such date or any
20 procurement of a project under this Act commenced before such
21 date, and the contracts resulting from those procurements,
22 shall remain effective 5 years after the effective date of this
23 amendatory Act of the 95th General Assembly.

24 (Source: P.A. 95-595, eff. 6-1-08.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".