

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Fire Protection District Act is amended by  
5 adding Section 11k as follows:

6 (70 ILCS 705/11k new)

7 Sec. 11k. Competitive bidding; notice requirements.

8 (a) The board of trustees shall have the power to acquire  
9 by gift, legacy, or purchase any personal property necessary  
10 for its corporate purposes provided that all contracts for  
11 supplies, materials, or work involving an expenditure in excess  
12 of \$20,000 shall be let to the lowest responsible bidder after  
13 advertising as required under subsection (b) of this Section.  
14 The board is not required to accept a bid that does not meet  
15 the district's established specifications, terms of delivery,  
16 quality, and serviceability requirements. Contracts which, by  
17 their nature, are not adapted to award by competitive bidding,  
18 are not subject to competitive bidding, including, but not  
19 limited to:

20 (1) contracts for the services of individuals  
21 possessing a high degree of professional skill where the  
22 ability or fitness of the individual plays an important  
23 part;

1           (2) contracts for the printing of finance committee  
2           reports and departmental reports;

3           (3) contracts for the printing or engraving of bonds,  
4           tax warrants and other evidences of indebtedness;

5           (4) contracts for the maintenance or servicing of, or  
6           provision of repair parts for, equipment which are made  
7           with the manufacturer or authorized service agent of that  
8           equipment where the provision of parts, maintenance, or  
9           servicing can best be performed by the manufacturer or  
10           authorized service agent, or which involve proprietary  
11           parts or technology not otherwise available;

12           (5) purchases and contracts for the use, purchase,  
13           delivery, movement, or installation of data processing  
14           equipment, software, or services and telecommunications  
15           and interconnect equipment, software, and services;

16           (6) contracts for duplicating machines and supplies;

17           (7) contracts for utility services such as water,  
18           light, heat, telephone or telegraph;

19           (8) contracts for goods or services procured from  
20           another governmental agency;

21           (9) purchases of equipment previously owned by some  
22           entity other than the district itself; and

23           (10) contracts for goods or services which are  
24           economically procurable from only one source, such as for  
25           the purchase of magazines, books, periodicals, pamphlets,  
26           reports, and online subscriptions.

1       Contracts for emergency expenditures are also exempt from  
2 competitive bidding when the emergency expenditure is approved  
3 by a vote of 3/4 of the members of the board.

4       (b) Except as otherwise provided in subsection (a) of this  
5 Section, all proposals to award contracts involving amounts in  
6 excess of \$20,000 shall be published at least 10 days,  
7 excluding Sundays and legal holidays, in advance of the date  
8 announced for the receiving of bids, in a secular English  
9 language daily newspaper of general circulation throughout the  
10 district. Advertisements for bids shall describe the character  
11 of the proposed contract or agreement in sufficient detail to  
12 enable the bidders thereon to know what their obligations will  
13 be, either in the advertisement itself, or by reference to  
14 detailed plans and specifications on file at the time of the  
15 publication of the first announcement. Such advertisement  
16 shall also state the date, time and place assigned for the  
17 opening of bids, and no bids shall be received at any time  
18 subsequent to the time indicated in the announcement. All  
19 competitive bids for contracts involving an expenditure in  
20 excess of \$20,000 must be sealed by the bidder and must be  
21 opened by a member of the board or an employee of the district  
22 at a public bid opening at which the contents of the bids must  
23 be announced. Each bidder must receive at least 3 days notice  
24 of the time and place of the bid opening.