



Sen. Don Harmon

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09900SB0584sam002

LRB099 02983 MLM 49274 a

1 AMENDMENT TO SENATE BILL 584

2 AMENDMENT NO. _____. Amend Senate Bill 584, AS AMENDED,
3 with reference to page and line numbers of Senate Amendment No.
4 1, as follows:

5 on page 7, line 15, by deleting "35-5, 35-30,"; and

6 on page 7, line 17, by deleting "20-51,"; and

7 on page 25, line 16, after "program.", by inserting
8 "Construction support" does not include construction-related
9 services."; and

10 on page 30, line 3, by replacing "15" with "14"; and

11 on page 30, line 16, by replacing "15-day" with "14-day"; and

12 on page 43, line 21, after "agency", by inserting "as needs are

1 determined by the State agency"; and

2 on page 43, line 22, after "pool", by inserting "following the
3 procedures in this subsection (h)"; and

4 on page 48, line 21, after "agency", by inserting "as needs are
5 determined by the State agency"; and

6 on page 48, line 22, after "pool", by inserting "following the
7 procedures in this subsection (h)"; and

8 on page 53, line 4, after "pool", by inserting "following the
9 procedures in this subsection (h)"; and

10 on page 53, line 15, after "Section.", by inserting "Any
11 procurement of construction not exceeding \$100,000 may be made
12 by an alternative competitive source selection. The
13 construction agency shall establish rules for an alternative
14 competitive source selection process. This Section does not
15 apply to construction-related professional services contracts
16 awarded in accordance with the provisions of the Architectural,
17 Engineering, and Land Surveying Qualifications Based Selection
18 Act."; and

19 on page 57, lines 11 and 12, by deleting "or requiring the
20 purchasing agency to file"; and

1 on page 58, line 19, after "~~proposal.~~", by inserting "This
2 Section shall not apply to construction contracts that are
3 subject to the requirements of Sections 30-20 and 33-10 of this
4 Code. The pre-qualification requirements of Sections 30-20 and
5 33-10 of this Code shall include the requirement that the
6 bidder be registered with the Secretary of State."; and

7 by deleting line 21 on page 58 through line 26 on page 59; and

8 on page 67, line 2, after "Board", by inserting "or his or her
9 designee"; and

10 by replacing line 19 on page 68 through line 9 on page 71 with
11 the following:

12 " (30 ILCS 500/25-85 new)

13 Sec. 25-85. Best value procurement.

14 (a) This Section shall apply only to purchases of heavy
15 mobile fleet vehicles and off-road construction equipment
16 procured by or on behalf of:

17 (1) institutions of higher education;

18 (2) the Department of Agriculture;

19 (3) the Department of Transportation; and

20 (4) the Department of Natural Resources.

21 (b) As used in this Section, "best value procurement" means

1 a contract award determined by objective criteria related to
2 price, features, functions, and life-cycle costs that may
3 include the following:

4 (1) total cost of ownership, including warranty, under
5 which all repair costs are borne solely by the warranty
6 provider; repair costs; maintenance costs; fuel
7 consumption; and salvage value;

8 (2) product performance, productivity, and safety
9 standards;

10 (3) the supplier's ability to perform to the contract
11 requirements; and

12 (4) environmental benefits, including reduction of
13 greenhouse gas emissions, reduction of air pollutant
14 emissions, or reduction of toxic or hazardous materials.

15 (c) The department or institution may enter into a contract
16 for heavy mobile fleet vehicles and off-road construction
17 equipment for use by the department or institution by means of
18 best value procurement, using specifications and criteria
19 developed in consultation with the Chief Procurement Officer of
20 each designated department or institution and conducted in
21 accordance with Section 20-15 of this Code.

22 (d) In addition to disclosure of the minimum requirements
23 for qualification, the solicitation document shall specify
24 which business performance measures, in addition to price,
25 shall be given a weighted value. The solicitation shall include
26 a scoring method based on those factors and price in

1 determining the successful offeror. Any evaluation and scoring
2 method shall ensure substantial weight is given to the contract
3 price.

4 (e) Upon written request of any person who has submitted an
5 offer, notice of the award shall be posted in a public place in
6 the offices of the department or institution at least 24 hours
7 before executing the contract or purchase order. If, before
8 making an award, any offeror who has submitted a bid files a
9 protest with the department or institution against the awarding
10 of the contract or purchase order on the ground that his or her
11 offer should have been selected in accordance with the
12 selection criteria in the solicitation document, the contract
13 or purchase order shall not be awarded until either the protest
14 has been withdrawn or the appropriate Chief Procurement Officer
15 has made a final decision as to the action to be taken relative
16 to the protest. Within 10 days after filing a protest, the
17 protesting offeror shall file with the Chief Procurement
18 Officer a full and complete written statement specifying in
19 detail the ground of the protest and the facts in support
20 thereof.

21 (f) The total annual value of vehicles and equipment
22 purchased through best value procurement pursuant to this
23 Section shall be limited to \$20,000,000 per each department of
24 institution.

25 (g) Best value procurement shall only be used on
26 procurements first solicited on or before June 30, 2019.

1 (h) On or before January 1, 2020, the Chief Procurement
2 Officer of each designated department or institution shall
3 prepare an evaluation of the best value procurement pilot
4 program authorized by this Section, including a recommendation
5 on whether or not the process should be continued. The
6 evaluation shall be posted in the applicable volume or volumes
7 of the Illinois Procurement Bulletin on or before January 1,
8 2020.

9 (i) This Section is repealed on January 1, 2020."; and

10 by deleting line 10 on page 71 through line 2 on page 75; and

11 on page 101, line 20, after "award", by inserting "or prior to
12 bid opening for State contracts for construction or
13 construction-related services".