

1 AN ACT concerning environmental protection.

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 and renumbering Section 50-12 as added by P.A. 93-575
6 as follows:

7 (30 ILCS 500/50-14)

8 Sec. 50-14 ~~50-12~~. Environmental Protection Act violations.

9 (a) Unless otherwise provided, no person or business found
10 by a court or the Pollution Control Board to have committed a
11 willful or knowing violation of ~~Section 42 of~~ the Environmental
12 Protection Act shall do business with the State of Illinois or
13 any State agency from the date of the order containing the
14 finding of violation until 5 years after that date, unless the
15 person or business can show that no person involved in the
16 violation continues to have any involvement with the business.

17 (b) A person or business otherwise barred from doing
18 business with the State of Illinois or any State agency under
19 subsection (a) may be allowed to do business with the State of
20 Illinois or any State agency if it is shown that there is no
21 practicable alternative to the State to contracting with that
22 person or business.

23 (c) Every bid submitted to and contract executed by the
24 State shall contain a certification by the bidder or contractor
25 that the bidder or contractor is not barred from being awarded
26 a contract under this Section and that the contractor
27 acknowledges that the contracting State agency may declare the
28 contract void if the certification completed pursuant to this
29 subsection (c) is false.

30 (Source: P.A. 93-575, eff. 1-1-04; revised 9-24-03.)

31 Section 99. Effective date. This Act takes effect upon
32 becoming law.