

1 AN ACT concerning education.

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

4 Section 5. The Public Community College Act is amended by
5 changing Section 3-27.1 as follows:

6 (110 ILCS 805/3-27.1) (from Ch. 122, par. 103-27.1)

7 Sec. 3-27.1. Contracts. To award all contracts for purchase
8 of supplies, materials or work involving an expenditure in
9 excess of \$10,000 to the lowest responsible bidder considering
10 conformity with specifications, terms of delivery, quality,
11 and serviceability; after due advertisement, except the
12 following: (a) contracts for the services of individuals
13 possessing a high degree of professional skill where the
14 ability or fitness of the individual plays an important part;
15 (b) contracts for the printing of finance committee reports and
16 departmental reports; (c) contracts for the printing or
17 engraving of bonds, tax warrants and other evidences of
18 indebtedness; (d) contracts for materials and work which have
19 been awarded to the lowest responsible bidder after due
20 advertisement, but due to unforeseen revisions, not the fault
21 of the contractor for materials and work, must be revised
22 causing expenditures not in excess of 10% of the contract
23 price; (e) contracts for the maintenance or servicing of, or

1 provision of repair parts for, equipment which are made with
2 the manufacturer or authorized service agent of that equipment
3 where the provision of parts, maintenance, or servicing can
4 best be performed by the manufacturer or authorized service
5 agent; (f) purchases and contracts for the use, purchase,
6 delivery, movement, or installation of data processing
7 equipment, software, or services and telecommunications and
8 inter-connect equipment, software, and services; (g) contracts
9 for duplicating machines and supplies; (h) contracts for the
10 purchase of natural gas when the cost is less than that offered
11 by a public utility; (i) purchases of equipment previously
12 owned by some entity other than the district itself; (j)
13 contracts for repair, maintenance, remodeling, renovation, or
14 construction, or a single project involving an expenditure not
15 to exceed \$15,000 and not involving a change or increase in the
16 size, type, or extent of an existing facility; (k) contracts
17 for goods or services procured from another governmental
18 agency; (l) contracts for goods or services which are
19 economically procurable from only one source, such as for the
20 purchase of magazines, books, periodicals, pamphlets and
21 reports, and for utility services such as water, light, heat,
22 telephone or telegraph; ~~and~~ (m) where funds are expended in an
23 emergency and such emergency expenditure is approved by 3/4 of
24 the members of the board; and (n) any contract for which the
25 board, by a vote of two-thirds of its members then holding
26 office, authorizes a contract preference to a bidder other than

1 the lowest responsible bidder, provided that the preferred
2 bidder (i) has submitted a bid that is no more than 5% higher
3 than the lowest bid, (ii) has its principal place of business
4 within the district, and (iii) is otherwise responsible and the
5 award of the contract is accompanied by a specific finding of
6 the reason for such an award in the minutes of the board
7 meeting in which the contract is awarded.

8 All competitive bids for contracts involving an
9 expenditure in excess of \$10,000 must be sealed by the bidder
10 and must be opened by a member or employee of the board at a
11 public bid opening at which the contents of the bids must be
12 announced. Each bidder must receive at least 3 days' notice of
13 the time and place of such bid opening. For purposes of this
14 Section due advertisement includes, but is not limited to, at
15 least one public notice at least 10 days before the bid date in
16 a newspaper published in the district, or if no newspaper is
17 published in the district, in a newspaper of general
18 circulation in the area of the district.

19 The provisions of this Section do not apply to guaranteed
20 energy savings contracts entered into under Article V-A.

21 (Source: P.A. 87-1023; 88-173.)