

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 Public Building Commission Act is amended by
5 changing Sections 2.5, 3, 20, 20.3, 20.4, 20.5, 20.10, 20.15,
6 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8 (Section scheduled to be repealed on June 1, 2013)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
17 basis of demonstrated competence and qualifications and with
18 due regard for the principles of competitive selection.

19 The commission shall, prior to issuing requests for
20 proposals, promulgate and publish procedures for the
21 solicitation and award of contracts pursuant to this Act.

22 The commission shall, for each public project or projects
23 permitted under this Act, make a written determination,

1 including a description as to the particular advantages of the
2 design-build procurement method, that it is in the best
3 interests of the commission to enter into a design-build
4 contract for the project or projects.

5 In making that determination, the following factors shall
6 be considered:

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

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

13 (3) The ability of the design-build entity to define
14 and provide comprehensive scope and performance criteria
15 for the project.

16 The commission shall require the design-build entity to
17 comply with the utilization goals established by the corporate
18 authorities of the commission for minority and women business
19 enterprises and to comply with Section 2-105 of the Illinois
20 Human Rights Act.

21 This Section is repealed on June 1, 2018; provided that any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

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

2 (50 ILCS 20/3) (from Ch. 85, par. 1033)

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

6 (a) "Commission" means a Public Building Commission
7 created pursuant to this Act.

8 (b) "Commissioner" or "Commissioners" means a Commissioner
9 or Commissioners of a Public Building Commission.

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

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

14 (e) "Municipal corporation" includes a county, city,
15 village, town, (including a county seat), park district, school
16 district in a county of 3,000,000 or more population, board of
17 education of a school district in a county of 3,000,000 or more
18 population, sanitary district, airport authority contiguous
19 with the County Seat as of July 1, 1969 and any other municipal
20 body or governmental agency of the State, and until July 1,
21 2011, a school district that (i) was organized prior to 1860,
22 (ii) is located in part in a city originally incorporated prior
23 to 1840, and (iii) entered into a lease with a Commission prior
24 to 1993, and its board of education, but does not include a
25 school district in a county of less than 3,000,000 population,

1 a board of education of a school district in a county of less
2 than 3,000,000 population, or a community college district in a
3 county of less than 3,000,000 population, except that until
4 July 1, 2011, a school district that (i) was organized prior to
5 1860, (ii) is located in part in a city originally incorporated
6 prior to 1840, and (iii) entered into a lease with a Commission
7 prior to 1993, and its board of education, are included.

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

11 (g) "Presiding officer" includes the mayor or president of
12 a city, village or town, the presiding officer of a county
13 board, or the presiding officer of any other board or
14 commission, as the case may be.

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

16 (i) "Building" means an improvement to real estate to be
17 made available for use by a municipal corporation for the
18 furnishing of governmental services to its citizens, together
19 with any land or interest in land necessary or useful in
20 connection with the improvement.

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

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

1 (1) "Design-build" means a delivery system that provides
2 responsibility within a single contract for the furnishing of
3 architecture, engineering, land surveying and related services
4 as required, and the labor, materials, equipment, and other
5 construction services for the project.

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

15 (n) "Design-build entity" means any individual, sole
16 proprietorship, firm, partnership, joint venture, corporation,
17 professional corporation, or other entity that proposes to
18 design and construct any public project under this Act. A
19 design-build entity and associated design-build professionals
20 shall conduct themselves in accordance with the laws of this
21 State and the related provisions of the Illinois Administrative
22 Code, as referenced by the licensed design professionals Acts
23 of this State.

24 (o) "Design professional" means any individual, sole
25 proprietorship, firm, partnership, joint venture, corporation,
26 professional corporation, or other entity that offers services

1 under the Illinois Architecture Practice Act of 1989 (225 ILCS
2 305/), the Professional Engineering Practice Act of 1989 (225
3 ILCS 325/), the Structural Engineering Licensing Act of 1989
4 (225 ILCS 340/), or the Illinois Professional Land Surveyor Act
5 of 1989 (225 ILCS 330/).

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

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

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

19 (s) "Scope and performance criteria" means the
20 requirements for the public project, including but not limited
21 to, the intended usage, capacity, size, scope, quality and
22 performance standards, life-cycle costs, and other
23 programmatic criteria that are expressed in
24 performance-oriented and quantifiable specifications and
25 drawings that can be reasonably inferred and are suited to
26 allow a design-build entity to develop a proposal.

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

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

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

12 (50 ILCS 20/20) (from Ch. 85, par. 1050)

13 Sec. 20. Contracts let to lowest responsible bidder;
14 competitive bidding; advertisement for bids; design-build
15 contracts.

16 (a) All contracts to be let for the construction,
17 alteration, improvement, repair, enlargement, demolition or
18 removal of any buildings or other facilities, or for materials
19 or supplies to be furnished, where the amount thereof is in
20 excess of \$20,000, shall be awarded as a design-build contract
21 in accordance with Sections 20.3 through 20.20 or shall be let
22 to the lowest responsible bidder, or bidders, on open
23 competitive bidding.

24 (b) A contract awarded on the basis of competitive bidding
25 shall be awarded after public advertisement published at least

1 once in each week for three consecutive weeks prior to the
2 opening of bids, in a daily newspaper of general circulation in
3 the county where the commission is located, except in the case
4 of an emergency situation, as determined by the chief executive
5 officer. If a contract is awarded in an emergency situation,
6 (i) the contract accepted must be based on the lowest
7 responsible proposal after the commission has made a diligent
8 effort to solicit multiple proposals by telephone, facsimile,
9 or other efficient means and (ii) the chief executive officer
10 must submit a report at the next regular meeting of the Board,
11 to be ratified by the Board and entered into the official
12 record, that states the chief executive officer's reason for
13 declaring an emergency situation, the names of all parties
14 solicited for proposals, and their proposals and that includes
15 a copy of the contract awarded. Nothing contained in this
16 Section shall be construed to prohibit the Board of
17 Commissioners from placing additional advertisements in
18 recognized trade journals. Advertisements for bids shall
19 describe the character of the proposed contract in sufficient
20 detail to enable the bidders thereon to know what their
21 obligation will be, either in the advertisement itself, or by
22 reference to detailed plans and specifications on file in the
23 office of the Public Building Commission at the time of the
24 publication of the first announcement. Such advertisement
25 shall also state the date, time, and place assigned for the
26 opening of bids. No bids shall be received at any time

1 subsequent to the time indicated in said advertisement.

2 (c) In addition to the requirements of Section 20.3, the
3 Commission shall advertise a design-build solicitation at
4 least once in a daily newspaper of general circulation in the
5 county where the Commission is located. The date that Phase I
6 submissions by design-build entities are due must be at least
7 14 calendar days after the date the newspaper advertisement for
8 design-build proposals is first published. The advertisement
9 shall identify the design-build project, the due date, the
10 place and time for Phase I submissions, and the place where
11 proposers can obtain a complete copy of the request for
12 design-build proposals, including the criteria for evaluation
13 and the scope and performance criteria. The Commission is not
14 precluded from using other media or from placing advertisements
15 in addition to the one required under this subsection.

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

19 (e) All bids shall be open to public inspection in the
20 office of the Public Building Commission after an award or
21 final selection has been made. The successful bidder for such
22 work shall enter into contracts furnished and prescribed by the
23 Board of Commissioners and in addition to any other bonds
24 required under this Act the successful bidder shall execute and
25 give bond, payable to and to be approved by the Commission,
26 with a corporate surety authorized to do business under the

1 laws of the State of Illinois, in an amount to be determined by
2 the Board of Commissioners, conditioned upon the payment of all
3 labor furnished and materials supplied in the prosecution of
4 the contracted work. If the bidder whose bid has been accepted
5 shall neglect or refuse to accept the contract within five (5)
6 days after written notice that the same has been awarded to
7 him, or if he accepts but does not execute the contract and
8 give the proper security, the Commission may accept the next
9 lowest bidder, or readvertise and relet in manner above
10 provided.

11 (f) In case any work shall be abandoned by any contractor
12 or design-build entity, the Commission may, if the best
13 interests of the Commission be thereby served, adopt on behalf
14 of the Commission all subcontracts made by such contractor or
15 design-build entity for such work and all such sub-contractors
16 shall be bound by such adoption if made; and the Commission
17 shall, in the manner provided in this Act, readvertise and
18 relet, or request proposals and award design-build contracts
19 for, the work specified in the original contract exclusive of
20 so much thereof as shall be accepted. Every contract when made
21 and entered into, as provided in this Section or Section 20.20,
22 shall be executed, held by the Commission, and filed in its
23 records, and one copy of which shall be given to the contractor
24 or design-build entity.

25 (g) The provisions of this Section with respect to
26 design-build shall have no effect beginning on June 1, 2018;

1 provided that any design-build contracts entered into before
2 such date or any procurement of a project under this Act
3 commenced before such date, and the contracts resulting from
4 those procurements, shall remain effective 5 years after June
5 1, 2008 (the effective date of Public Act 95-595).

6 (Source: P.A. 95-595, eff. 6-1-08; 95-614, eff. 9-11-07;
7 95-876, eff. 8-21-08.)

8 (50 ILCS 20/20.3)

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

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

11 (a) When the Commission elects to use the design-build
12 delivery method, it must issue a notice of intent to receive
13 proposals for the project at least 14 days before issuing the
14 request for the proposal. The Commission must publish the
15 advance notice in a daily newspaper of general circulation in
16 the county where the Commission is located. The Commission is
17 encouraged to use publication of the notice in related
18 construction industry service publications. A brief
19 description of the proposed procurement must be included in the
20 notice. The Commission must provide a copy of the request for
21 proposal to any party requesting a copy.

22 (b) The request for proposal shall be prepared for each
23 project and must contain, without limitation, the following
24 information:

25 (1) The name of the Commission.

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

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

6 (4) Prequalification criteria for design-build
7 entities wishing to submit proposals. The Commission shall
8 include, at a minimum, its normal prequalification,
9 licensing, registration, and other requirements, but
10 nothing contained herein precludes the use of additional
11 prequalification criteria by the Commission.

12 (5) Material requirements of the contract, including
13 but not limited to, the proposed terms and conditions,
14 required performance and payment bonds, insurance, and the
15 entity's plan to comply with the utilization goals
16 established by the corporate authorities of the Commission
17 for minority and women business enterprises and to comply
18 with Section 2-105 of the Illinois Human Rights Act.

19 (6) The performance criteria.

20 (7) The evaluation criteria for each phase of the
21 solicitation.

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

24 (c) The Commission may include any other relevant
25 information that it chooses to supply. The design-build entity
26 shall be entitled to rely upon the accuracy of this

1 documentation in the development of its proposal.

2 (d) The date that proposals are due must be at least 21
3 calendar days after the date of the issuance of the request for
4 proposal. In the event the cost of the project is estimated to
5 exceed \$12,000,000, then the proposal due date must be at least
6 28 calendar days after the date of the issuance of the request
7 for proposal. The Commission shall include in the request for
8 proposal a minimum of 30 days to develop the Phase II
9 submissions after the selection of entities from the Phase I
10 evaluation is completed.

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

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

18 (50 ILCS 20/20.4)

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

20 Sec. 20.4. Development of design-build scope and
21 performance criteria.

22 (a) The Commission shall develop, with the assistance of a
23 licensed design professional, a request for proposal, which
24 shall include scope and performance criteria. The scope and
25 performance criteria must be in sufficient detail and contain

1 adequate information to reasonably apprise the qualified
2 design-build entities of the Commission's overall programmatic
3 needs and goals, including criteria and preliminary design
4 plans, general budget parameters, schedule, and delivery
5 requirements.

6 (b) Each request for proposal shall also include a
7 description of the level of design to be provided in the
8 proposals. This description must include the scope and type of
9 renderings, drawings, and specifications that, at a minimum,
10 will be required by the Commission to be produced by the
11 design-build entities.

12 (c) The scope and performance criteria shall be prepared by
13 a design professional who is an employee of the Commission, or
14 the Commission may contract with an independent design
15 professional selected under the Local Government Professional
16 Services Selection Act (50 ILCS 510/) to provide these
17 services.

18 (d) The design professional that prepares the scope and
19 performance criteria is prohibited from participating in any
20 design-build entity proposal for the project.

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

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

2 (50 ILCS 20/20.5)

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

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

5 (a) The Commission must use a two-phase procedure for the
6 selection of the successful design-build entity. Phase I of the
7 procedure will evaluate and shortlist the design-build
8 entities based on qualifications, and Phase II will evaluate
9 the technical and cost proposals.

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

19 The Commission shall include the following criteria in
20 every Phase I evaluation of design-build entities: (1)
21 experience of personnel; (2) successful experience with
22 similar project types; (3) financial capability; (4)
23 timeliness of past performance; (5) experience with similarly
24 sized projects; (6) successful reference checks of the firm;
25 (7) commitment to assign personnel for the duration of the

1 project and qualifications of the entity's consultants; and (8)
2 ability or past performance in meeting or exhausting good faith
3 efforts to meet the utilization goals for minority and women
4 business enterprises established by the corporate authorities
5 of the Commission and in complying with Section 2-105 of the
6 Illinois Human Rights Act. The Commission may include any
7 additional relevant criteria in Phase I that it deems necessary
8 for a proper qualification review. The Commission may include
9 any additional relevant criteria in Phase I that it deems
10 necessary for a proper qualification review.

11 The Commission may not consider any design-build entity for
12 evaluation or award if the entity has any pecuniary interest in
13 the project or has other relationships or circumstances,
14 including but not limited to, long-term leasehold, mutual
15 performance, or development contracts with the Commission,
16 that may give the design-build entity a financial or tangible
17 advantage over other design-build entities in the preparation,
18 evaluation, or performance of the design-build contract or that
19 create the appearance of impropriety. No design-build proposal
20 shall be considered that does not include an entity's plan to
21 comply with the requirements established in the minority and
22 women business enterprises and economically disadvantaged
23 firms established by the corporate authorities of the
24 Commission and with Section 2-105 of the Illinois Human Rights
25 Act.

26 Upon completion of the qualifications evaluation, the

1 Commission shall create a shortlist of the most highly
2 qualified design-build entities. The Commission, in its
3 discretion, is not required to shortlist the maximum number of
4 entities as identified for Phase II evaluation, provided
5 however, no less than 2 design-build entities nor more than 6
6 are selected to submit Phase II proposals.

7 The Commission shall notify the entities selected for the
8 shortlist in writing. This notification shall commence the
9 period for the preparation of the Phase II technical and cost
10 evaluations. The Commission must allow sufficient time for the
11 shortlist entities to prepare their Phase II submittals
12 considering the scope and detail requested by the Commission.

13 (c) The Commission shall include in the request for
14 proposal the evaluating factors to be used in the technical and
15 cost submission components of Phase II. Each request for
16 proposal shall establish, for both the technical and cost
17 submission components of Phase II, the relative importance
18 assigned to each evaluation factor and subfactor, including any
19 weighting of criteria to be employed by the Commission. The
20 Commission must maintain a record of the evaluation scoring to
21 be disclosed in event of a protest regarding the solicitation.

22 The Commission shall include the following criteria in
23 every Phase II technical evaluation of design-build entities:
24 (1) compliance with objectives of the project; (2) compliance
25 of proposed services to the request for proposal requirements;
26 (3) quality of products or materials proposed; (4) quality of

1 design parameters; (5) design concepts; (6) innovation in
2 meeting the scope and performance criteria; and (7)
3 constructability of the proposed project. The Commission may
4 include any additional relevant technical evaluation factors
5 it deems necessary for proper selection.

6 The Commission shall include the following criteria in
7 every Phase II cost evaluation: the guaranteed maximum project
8 cost and the time of completion. The Commission may include any
9 additional relevant technical evaluation factors it deems
10 necessary for proper selection. The guaranteed maximum project
11 cost criteria weighing factor shall not exceed 30%.

12 The Commission shall directly employ or retain a licensed
13 design professional to evaluate the technical and cost
14 submissions to determine if the technical submissions are in
15 accordance with generally accepted industry standards.

16 Upon completion of the technical submissions and cost
17 submissions evaluation, the Commission may award the
18 design-build contract to the highest overall ranked entity.

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

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

1 (50 ILCS 20/20.10)

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

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

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

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

16 (50 ILCS 20/20.15)

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

18 Sec. 20.15. Submission of design-build proposals.
19 Design-build proposals must be properly identified and sealed.
20 Proposals may not be reviewed until after the deadline for
21 submission has passed as set forth in the request for
22 proposals. All design-build entities submitting proposals
23 shall be disclosed after the deadline for submission, and all
24 design-build entities who are selected for Phase II evaluation
25 shall also be disclosed at the time of that determination.

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

10 Proposals must meet all material requirements of the
11 request for proposal or they may be rejected as non-responsive.
12 The Commission shall have the right to reject any and all
13 proposals.

14 The drawings and specifications of any unsuccessful
15 design-build proposal shall remain the property of the
16 design-build entity.

17 The Commission shall review the proposals for compliance
18 with the performance criteria and evaluation factors.

19 Proposals may be withdrawn prior to the due date and time
20 for submissions for any cause. After evaluation begins by the
21 Commission, clear and convincing evidence of error is required
22 for withdrawal.

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
26 date, and the contracts resulting from those procurements,

1 ~~shall remain effective 5 years after the effective date of this~~
2 ~~amendatory Act of the 95th General Assembly.~~

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

4 (50 ILCS 20/20.20)

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

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

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

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

23 (50 ILCS 20/20.25)

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

1 Sec. 20.25. Minority and female owned enterprises; total
2 construction budget.

3 (a) Each year, within 60 days following the end of a
4 commission's fiscal year, the commission shall provide a report
5 to the General Assembly addressing the utilization of minority
6 and female owned business enterprises on design-build
7 projects.

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

12 (c) This Section is repealed 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. 95-595, eff. 6-1-08.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.