

SB2360



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2360

Introduced 1/28/2016, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

30 ILCS 500/45-10

Amends the Illinois Procurement Code. Makes a technical change in a Section concerning resident bidders.

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A BILL FOR

1 AN ACT concerning finance.

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 Section 45-10 as follows:

6 (30 ILCS 500/45-10)

7 Sec. 45-10. Resident bidders and offerors.

8 (a) Amount of preference. When a contract is to be awarded
9 to the ~~the~~ lowest responsible bidder or offeror, a resident
10 bidder or offeror shall be allowed a preference as against a
11 non-resident bidder or offeror from any state that gives or
12 requires a preference to bidders or offerors from that state.
13 The preference shall be equal to the preference given or
14 required by the state of the non-resident bidder or offeror.
15 Further, if only non-resident bidders or offerors are bidding,
16 the purchasing agency is within its right to specify that
17 Illinois labor and manufacturing locations be used as a part of
18 the manufacturing process, if applicable. This specification
19 may be negotiated as part of the solicitation process.

20 (b) Residency. A resident bidder or offeror is a person
21 authorized to transact business in this State and having a bona
22 fide establishment for transacting business within this State
23 where it was actually transacting business on the date when any

1 bid for a public contract is first advertised or announced. A
2 resident bidder or offeror includes a foreign corporation duly
3 authorized to transact business in this State that has a bona
4 fide establishment for transacting business within this State
5 where it was actually transacting business on the date when any
6 bid for a public contract is first advertised or announced.

7 (c) Federal funds. This Section does not apply to any
8 contract for any project as to which federal funds are
9 available for expenditure when its provisions may be in
10 conflict with federal law or federal regulation.

11 (Source: P.A. 98-1076, eff. 1-1-15.)