

1 AN ACT concerning State government.

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 Sections 1-10, 1-15.15, and 10-20 and by adding  
6 Section 1-15.72 as follows:

7 (30 ILCS 500/1-10)

8 (Text of Section before amendment by P.A. 104-458)

9 Sec. 1-10. Application.

10 (a) This Code applies only to procurements for which  
11 bidders, offerors, potential contractors, or contractors were  
12 first solicited on or after July 1, 1998. This Code shall not  
13 be construed to affect or impair any contract, or any  
14 provision of a contract, entered into based on a solicitation  
15 prior to the implementation date of this Code as described in  
16 Article 99, including, but not limited to, any covenant  
17 entered into with respect to any revenue bonds or similar  
18 instruments. All procurements for which contracts are  
19 solicited between the effective date of Articles 50 and 99 and  
20 July 1, 1998 shall be substantially in accordance with this  
21 Code and its intent.

22 (b) This Code shall apply regardless of the source of the  
23 funds with which the contracts are paid, including federal

1 assistance moneys. This Code shall not apply to:

2 (1) Contracts between the State and its political  
3 subdivisions or other governments, or between State  
4 governmental bodies, except as specifically provided in  
5 this Code.

6 (2) Grants, except for the filing requirements of  
7 Section 20-80.

8 (2.5) Contracts arising from a grant award if the  
9 contract is with a partner whose specific experience and  
10 expertise was used as a condition of securing the grant  
11 and followed the selection provisions outlined in the  
12 grant application.

13 (3) Purchase of care, except as provided in Section  
14 5-30.6 of the Illinois Public Aid Code and this Section.

15 (4) Hiring of an individual as an employee and not as  
16 an independent contractor, whether pursuant to an  
17 employment code or policy or by contract directly with  
18 that individual.

19 (5) Collective bargaining contracts.

20 (6) Purchase of real estate, except that notice of  
21 this type of contract with a value of more than \$25,000  
22 must be published in the Procurement Bulletin within 10  
23 calendar days after the deed is recorded in the county of  
24 jurisdiction. The notice shall identify the real estate  
25 purchased, the names of all parties to the contract, the  
26 value of the contract, and the effective date of the

1 contract.

2 (7) Contracts necessary to prepare for anticipated  
3 litigation, enforcement actions, or investigations,  
4 provided that the chief legal counsel to the Governor  
5 shall give his or her prior approval when the procuring  
6 agency is one subject to the jurisdiction of the Governor,  
7 and provided that the chief legal counsel of any other  
8 procuring entity subject to this Code shall give his or  
9 her prior approval when the procuring entity is not one  
10 subject to the jurisdiction of the Governor.

11 (8) (Blank).

12 (9) Procurement expenditures by the Illinois  
13 Conservation Foundation when only private funds are used.

14 (10) (Blank).

15 (11) Public-private agreements entered into according  
16 to the procurement requirements of Section 20 of the  
17 Public-Private Partnerships for Transportation Act and  
18 design-build agreements entered into according to the  
19 procurement requirements of Section 25 of the  
20 Public-Private Partnerships for Transportation Act.

21 (12) (A) Contracts for legal, financial, and other  
22 professional and artistic services entered into by the  
23 Illinois Finance Authority in which the State of Illinois  
24 is not obligated. Such contracts shall be awarded through  
25 a competitive process authorized by the members of the  
26 Illinois Finance Authority and are subject to Sections

1 5-30, 20-160, 50-13, 50-20, 50-35, and 50-37 of this Code,  
2 as well as the final approval by the members of the  
3 Illinois Finance Authority of the terms of the contract.

4 (B) Contracts for legal and financial services entered  
5 into by the Illinois Housing Development Authority in  
6 connection with the issuance of bonds in which the State  
7 of Illinois is not obligated. Such contracts shall be  
8 awarded through a competitive process authorized by the  
9 members of the Illinois Housing Development Authority and  
10 are subject to Sections 5-30, 20-160, 50-13, 50-20, 50-35,  
11 and 50-37 of this Code, as well as the final approval by  
12 the members of the Illinois Housing Development Authority  
13 of the terms of the contract.

14 (13) Contracts for services, commodities, and  
15 equipment to support the delivery of timely forensic  
16 science services in consultation with and subject to the  
17 approval of the Chief Procurement Officer as provided in  
18 subsection (d) of Section 5-4-3a of the Unified Code of  
19 Corrections, except for the requirements of Sections  
20 20-60, 20-65, 20-70, and 20-160 and Article 50 of this  
21 Code; however, the Chief Procurement Officer may, in  
22 writing with justification, waive any certification  
23 required under Article 50 of this Code. For any contracts  
24 for services which are currently provided by members of a  
25 collective bargaining agreement, the applicable terms of  
26 the collective bargaining agreement concerning

1 subcontracting shall be followed.

2 On and after January 1, 2019, this paragraph (13),  
3 except for this sentence, is inoperative.

4 (14) Contracts for participation expenditures required  
5 by a domestic or international trade show or exhibition of  
6 an exhibitor, member, or sponsor.

7 (15) Contracts with a railroad or utility that  
8 requires the State to reimburse the railroad or utilities  
9 for the relocation of utilities for construction or other  
10 public purpose. Contracts included within this paragraph  
11 (15) shall include, but not be limited to, those  
12 associated with: relocations, crossings, installations,  
13 and maintenance. For the purposes of this paragraph (15),  
14 "railroad" means any form of non-highway ground  
15 transportation that runs on rails or electromagnetic  
16 guideways and "utility" means: (1) public utilities as  
17 defined in Section 3-105 of the Public Utilities Act, (2)  
18 telecommunications carriers as defined in Section 13-202  
19 of the Public Utilities Act, (3) electric cooperatives as  
20 defined in Section 3.4 of the Electric Supplier Act, (4)  
21 telephone or telecommunications cooperatives as defined in  
22 Section 13-212 of the Public Utilities Act, (5) rural  
23 water or wastewater ~~waste-water~~ systems with 10,000  
24 connections or less, (6) a holder as defined in Section  
25 21-201 of the Public Utilities Act, and (7) municipalities  
26 owning or operating utility systems consisting of public

1 utilities as that term is defined in Section 11-117-2 of  
2 the Illinois Municipal Code.

3 (16) Procurement expenditures necessary for the  
4 Department of Public Health to provide the delivery of  
5 timely newborn screening services in accordance with the  
6 Newborn Metabolic Screening Act.

7 (17) Procurement expenditures necessary for the  
8 Department of Agriculture, the Department of Financial and  
9 Professional Regulation, the Department of Human Services,  
10 and the Department of Public Health to implement the  
11 Compassionate Use of Medical Cannabis Program and Opioid  
12 Alternative Pilot Program requirements and ensure access  
13 to medical cannabis for patients with debilitating medical  
14 conditions in accordance with the Compassionate Use of  
15 Medical Cannabis Program Act.

16 (18) This Code does not apply to any procurements  
17 necessary for the Department of Agriculture, the  
18 Department of Financial and Professional Regulation, the  
19 Department of Human Services, the Department of Commerce  
20 and Economic Opportunity, and the Department of Public  
21 Health to implement the Cannabis Regulation and Tax Act if  
22 the applicable agency has made a good faith determination  
23 that it is necessary and appropriate for the expenditure  
24 to fall within this exemption and if the process is  
25 conducted in a manner substantially in accordance with the  
26 requirements of Sections 20-160, 25-60, 30-22, 50-5,

1 50-10, 50-10.5, 50-12, 50-13, 50-15, 50-20, 50-21, 50-35,  
2 50-36, 50-37, 50-38, and 50-50 of this Code; however, for  
3 Section 50-35, compliance applies only to contracts or  
4 subcontracts over \$100,000. Notice of each contract  
5 entered into under this paragraph (18) that is related to  
6 the procurement of goods and services identified in  
7 paragraph (1) through (9) of this subsection shall be  
8 published in the Procurement Bulletin within 14 calendar  
9 days after contract execution. The Chief Procurement  
10 Officer shall prescribe the form and content of the  
11 notice. Each agency shall provide the Chief Procurement  
12 Officer, on a monthly basis, in the form and content  
13 prescribed by the Chief Procurement Officer, a report of  
14 contracts that are related to the procurement of goods and  
15 services identified in this subsection. At a minimum, this  
16 report shall include the name of the contractor, a  
17 description of the supply or service provided, the total  
18 amount of the contract, the term of the contract, and the  
19 exception to this Code utilized. A copy of any or all of  
20 these contracts shall be made available to the Chief  
21 Procurement Officer immediately upon request. The Chief  
22 Procurement Officer shall submit a report to the Governor  
23 and General Assembly no later than November 1 of each year  
24 that includes, at a minimum, an annual summary of the  
25 monthly information reported to the Chief Procurement  
26 Officer. This exemption becomes inoperative 5 years after

1 June 25, 2019 (the effective date of Public Act 101-27).

2 (19) Acquisition of modifications or adjustments,  
3 limited to assistive technology devices and assistive  
4 technology services, adaptive equipment, repairs, and  
5 replacement parts to provide reasonable accommodations (i)  
6 that enable a qualified applicant with a disability to  
7 complete the job application process and be considered for  
8 the position such qualified applicant desires, (ii) that  
9 modify or adjust the work environment to enable a  
10 qualified current employee with a disability to perform  
11 the essential functions of the position held by that  
12 employee, (iii) to enable a qualified current employee  
13 with a disability to enjoy equal benefits and privileges  
14 of employment as are enjoyed by other similarly situated  
15 employees without disabilities, and (iv) that allow a  
16 customer, client, claimant, or member of the public  
17 seeking State services full use and enjoyment of and  
18 access to its programs, services, or benefits.

19 For purposes of this paragraph (19):

20 "Assistive technology devices" means any item, piece  
21 of equipment, or product system, whether acquired  
22 commercially off the shelf, modified, or customized, that  
23 is used to increase, maintain, or improve functional  
24 capabilities of individuals with disabilities.

25 "Assistive technology services" means any service that  
26 directly assists an individual with a disability in

1 selection, acquisition, or use of an assistive technology  
2 device.

3 "Qualified" has the same meaning and use as provided  
4 under the federal Americans with Disabilities Act when  
5 describing an individual with a disability.

6 (20) Procurement expenditures necessary for the  
7 Illinois Commerce Commission to hire third-party  
8 facilitators pursuant to Sections 16-105.17 and 16-108.18  
9 of the Public Utilities Act or an ombudsman pursuant to  
10 Section 16-107.5 of the Public Utilities Act, a  
11 facilitator pursuant to Section 16-105.17 of the Public  
12 Utilities Act, or a grid auditor pursuant to Section  
13 16-105.10 of the Public Utilities Act.

14 (21) Procurement expenditures for the purchase,  
15 renewal, and expansion of software, software licenses, or  
16 software maintenance agreements that support the efforts  
17 of the Illinois State Police to enforce, regulate, and  
18 administer the Firearm Owners Identification Card Act, the  
19 Firearm Concealed Carry Act, the Firearms Restraining  
20 Order Act, the Firearm Dealer License Certification Act,  
21 the Law Enforcement Agencies Data System (LEADS), the  
22 Uniform Crime Reporting Act, the Criminal Identification  
23 Act, the Illinois Uniform Conviction Information Act, and  
24 the Gun Trafficking Information Act, or establish or  
25 maintain record management systems necessary to conduct  
26 human trafficking investigations or gun trafficking or

1 other stolen firearm investigations. This paragraph (21)  
2 applies to contracts entered into on or after January 10,  
3 2023 (the effective date of Public Act 102-1116) and the  
4 renewal of contracts that are in effect on January 10,  
5 2023 (the effective date of Public Act 102-1116).

6 (22) Contracts for project management services and  
7 system integration services required for the completion of  
8 the State's enterprise resource planning project. This  
9 exemption becomes inoperative 5 years after June 7, 2023  
10 (the effective date of the changes made to this Section by  
11 Public Act 103-8). This paragraph (22) applies to  
12 contracts entered into on or after June 7, 2023 (the  
13 effective date of the changes made to this Section by  
14 Public Act 103-8) and the renewal of contracts that are in  
15 effect on June 7, 2023 (the effective date of the changes  
16 made to this Section by Public Act 103-8).

17 (23) Procurements necessary for the Department of  
18 Insurance to implement the Illinois Health Benefits  
19 Exchange Law if the Department of Insurance has made a  
20 good faith determination that it is necessary and  
21 appropriate for the expenditure to fall within this  
22 exemption. The procurement process shall be conducted in a  
23 manner substantially in accordance with the requirements  
24 of Sections 20-160 and 25-60 and Article 50 of this Code. A  
25 copy of these contracts shall be made available to the  
26 Chief Procurement Officer immediately upon request. This

1 paragraph is inoperative 5 years after June 27, 2023 (the  
2 effective date of Public Act 103-103).

3 (24) Contracts for public education programming,  
4 noncommercial sustaining announcements, public service  
5 announcements, and public awareness and education  
6 messaging with the nonprofit trade associations of the  
7 providers of those services that inform the public on  
8 immediate and ongoing health and safety risks and hazards.

9 (25) Procurements necessary for the Department of  
10 Early Childhood to implement the Department of Early  
11 Childhood Act if the Department has made a good faith  
12 determination that it is necessary and appropriate for the  
13 expenditure to fall within this exemption. This exemption  
14 shall only be used for products and services procured  
15 solely for use by the Department of Early Childhood. The  
16 procurements may include those necessary to design and  
17 build integrated, operational systems of programs and  
18 services. The procurements may include, but are not  
19 limited to, those necessary to align and update program  
20 standards, integrate funding systems, design and establish  
21 data and reporting systems, align and update models for  
22 technical assistance and professional development, design  
23 systems to manage grants and ensure compliance, design and  
24 implement management and operational structures, and  
25 establish new means of engaging with families, educators,  
26 providers, and stakeholders. The procurement processes

1 shall be conducted in a manner substantially in accordance  
2 with the requirements of Article 50 (ethics) and Sections  
3 5-5 (Procurement Policy Board), 5-7 (Commission on Equity  
4 and Inclusion), 20-80 (contract files), 20-120  
5 (subcontractors), 20-155 (paperwork), 20-160  
6 (ethics/campaign contribution prohibitions), 25-60  
7 (prevailing wage), and 25-90 (prohibited and authorized  
8 cybersecurity) of this Code. Beginning January 1, 2025,  
9 the Department of Early Childhood shall provide a  
10 quarterly report to the General Assembly detailing a list  
11 of expenditures and contracts for which the Department  
12 uses this exemption. This paragraph is inoperative on and  
13 after July 1, 2027.

14 (26) Procurements that are necessary for increasing  
15 the recruitment and retention of State employees,  
16 particularly minority candidates for employment,  
17 including:

18 (A) procurements related to registration fees for  
19 job fairs and other outreach and recruitment events;

20 (B) production of recruitment materials; and

21 (C) other services related to recruitment and  
22 retention of State employees.

23 The exemption under this paragraph (26) applies only  
24 if the State agency has made a good faith determination  
25 that it is necessary and appropriate for the expenditure  
26 to fall within this paragraph (26). The procurement

1 process under this paragraph (26) shall be conducted in a  
2 manner substantially in accordance with the requirements  
3 of Sections 20-160 and 25-60 and Article 50 of this Code. A  
4 copy of these contracts shall be made available to the  
5 Chief Procurement Officer immediately upon request.  
6 Nothing in this paragraph (26) authorizes the replacement  
7 or diminishment of State responsibilities in hiring or the  
8 positions that effectuate that hiring. This paragraph (26)  
9 is inoperative on and after June 30, 2029.

10 (27) Procurements necessary for the Department of  
11 Healthcare and Family Services to implement changes to the  
12 State's Integrated Eligibility System to ensure the  
13 system's compliance with federal implementation mandates  
14 and deadlines, if the Department of Healthcare and Family  
15 Services has made a good faith determination that it is  
16 necessary and appropriate for the procurement to fall  
17 within this exemption.

18 Notwithstanding any other provision of law, for contracts  
19 with an annual value of more than \$100,000 entered into on or  
20 after October 1, 2017 under an exemption provided in any  
21 paragraph of this subsection (b), except paragraph (1), (2),  
22 or (5), each State agency shall post to the appropriate  
23 procurement bulletin the name of the contractor, a description  
24 of the supply or service provided, the total amount of the  
25 contract, the term of the contract, and the exception to the  
26 Code utilized. The chief procurement officer shall submit a

1 report to the Governor and General Assembly no later than  
2 November 1 of each year that shall include, at a minimum, an  
3 annual summary of the monthly information reported to the  
4 chief procurement officer.

5 (c) This Code does not apply to the electric power  
6 procurement process provided for under Section 1-75 of the  
7 Illinois Power Agency Act and Section 16-111.5 of the Public  
8 Utilities Act. This Code does not apply to the procurement of  
9 technical and policy experts pursuant to Section 1-129 of the  
10 Illinois Power Agency Act.

11 (d) Except for Section 20-160 and Article 50 of this Code,  
12 and as expressly required by Section 9.1 of the Illinois  
13 Lottery Law, the provisions of this Code do not apply to the  
14 procurement process provided for under Section 9.1 of the  
15 Illinois Lottery Law.

16 (e) This Code does not apply to the process used by the  
17 Capital Development Board to retain a person or entity to  
18 assist the Capital Development Board with its duties related  
19 to the determination of costs of a clean coal SNG brownfield  
20 facility, as defined by Section 1-10 of the Illinois Power  
21 Agency Act, as required in subsection (h-3) of Section 9-220  
22 of the Public Utilities Act, including calculating the range  
23 of capital costs, the range of operating and maintenance  
24 costs, or the sequestration costs or monitoring the  
25 construction of clean coal SNG brownfield facility for the  
26 full duration of construction.

1 (f) (Blank).

2 (g) (Blank).

3 (h) This Code does not apply to the process to procure or  
4 contracts entered into in accordance with Sections 11-5.2 and  
5 11-5.3 of the Illinois Public Aid Code.

6 (i) Each chief procurement officer may access records  
7 necessary to review whether a contract, purchase, or other  
8 expenditure is or is not subject to the provisions of this  
9 Code, unless such records would be subject to attorney-client  
10 privilege.

11 (j) This Code does not apply to the process used by the  
12 Capital Development Board to retain an artist or work or works  
13 of art as required in Section 14 of the Capital Development  
14 Board Act.

15 (k) This Code does not apply to the process to procure  
16 contracts, or contracts entered into, by the State Board of  
17 Elections or the State Electoral Board for hearing officers  
18 appointed pursuant to the Election Code.

19 (l) This Code does not apply to the processes used by the  
20 Illinois Student Assistance Commission to procure supplies and  
21 services paid for from the private funds of the Illinois  
22 Prepaid Tuition Fund. As used in this subsection (l), "private  
23 funds" means funds derived from deposits paid into the  
24 Illinois Prepaid Tuition Trust Fund and the earnings thereon.

25 (m) This Code shall apply regardless of the source of  
26 funds with which contracts are paid, including federal

1 assistance moneys. Except as specifically provided in this  
2 Code, this Code shall not apply to procurement expenditures  
3 necessary for the Department of Public Health to conduct the  
4 Healthy Illinois Survey in accordance with Section 2310-431 of  
5 the Department of Public Health Powers and Duties Law of the  
6 Civil Administrative Code of Illinois.

7 (Source: P.A. 103-8, eff. 6-7-23; 103-103, eff. 6-27-23;  
8 103-570, eff. 1-1-24; 103-580, eff. 12-8-23; 103-594, eff.  
9 6-25-24; 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2,  
10 eff. 6-16-25; 104-417, eff. 8-15-25)

11 (Text of Section after amendment by P.A. 104-458)

12 Sec. 1-10. Application.

13 (a) This Code applies only to procurements for which  
14 bidders, offerors, potential contractors, or contractors were  
15 first solicited on or after July 1, 1998. This Code shall not  
16 be construed to affect or impair any contract, or any  
17 provision of a contract, entered into based on a solicitation  
18 prior to the implementation date of this Code as described in  
19 Article 99, including, but not limited to, any covenant  
20 entered into with respect to any revenue bonds or similar  
21 instruments. All procurements for which contracts are  
22 solicited between the effective date of Articles 50 and 99 and  
23 July 1, 1998 shall be substantially in accordance with this  
24 Code and its intent.

25 (b) This Code shall apply regardless of the source of the

1 funds with which the contracts are paid, including federal  
2 assistance moneys. This Code shall not apply to:

3 (1) Contracts between the State and its political  
4 subdivisions or other governments, or between State  
5 governmental bodies, except as specifically provided in  
6 this Code.

7 (2) Grants, except for the filing requirements of  
8 Section 20-80.

9 (2.5) Contracts arising from a grant award if the  
10 contract is with a partner whose specific experience and  
11 expertise was used as a condition of securing the grant  
12 and followed the selection provisions outlined in the  
13 grant application.

14 (3) Purchase of care, except as provided in Section  
15 5-30.6 of the Illinois Public Aid Code and this Section.

16 (4) Hiring of an individual as an employee and not as  
17 an independent contractor, whether pursuant to an  
18 employment code or policy or by contract directly with  
19 that individual.

20 (5) Collective bargaining contracts.

21 (6) Purchase of real estate, except that notice of  
22 this type of contract with a value of more than \$25,000  
23 must be published in the Procurement Bulletin within 10  
24 calendar days after the deed is recorded in the county of  
25 jurisdiction. The notice shall identify the real estate  
26 purchased, the names of all parties to the contract, the

1 value of the contract, and the effective date of the  
2 contract.

3 (7) Contracts necessary to prepare for anticipated  
4 litigation, enforcement actions, or investigations,  
5 provided that the chief legal counsel to the Governor  
6 shall give his or her prior approval when the procuring  
7 agency is one subject to the jurisdiction of the Governor,  
8 and provided that the chief legal counsel of any other  
9 procuring entity subject to this Code shall give his or  
10 her prior approval when the procuring entity is not one  
11 subject to the jurisdiction of the Governor.

12 (8) (Blank).

13 (9) Procurement expenditures by the Illinois  
14 Conservation Foundation when only private funds are used.

15 (10) (Blank).

16 (11) Public-private agreements entered into according  
17 to the procurement requirements of Section 20 of the  
18 Public-Private Partnerships for Transportation Act and  
19 design-build agreements entered into according to the  
20 procurement requirements of Section 25 of the  
21 Public-Private Partnerships for Transportation Act.

22 (12) (A) Contracts for legal, financial, and other  
23 professional and artistic services entered into by the  
24 Illinois Finance Authority in which the State of Illinois  
25 is not obligated. Such contracts shall be awarded through  
26 a competitive process authorized by the members of the

1 Illinois Finance Authority and are subject to Sections  
2 5-30, 20-160, 50-13, 50-20, 50-35, and 50-37 of this Code,  
3 as well as the final approval by the members of the  
4 Illinois Finance Authority of the terms of the contract.

5 (B) Contracts for legal and financial services entered  
6 into by the Illinois Housing Development Authority in  
7 connection with the issuance of bonds in which the State  
8 of Illinois is not obligated. Such contracts shall be  
9 awarded through a competitive process authorized by the  
10 members of the Illinois Housing Development Authority and  
11 are subject to Sections 5-30, 20-160, 50-13, 50-20, 50-35,  
12 and 50-37 of this Code, as well as the final approval by  
13 the members of the Illinois Housing Development Authority  
14 of the terms of the contract.

15 (13) Contracts for services, commodities, and  
16 equipment to support the delivery of timely forensic  
17 science services in consultation with and subject to the  
18 approval of the Chief Procurement Officer as provided in  
19 subsection (d) of Section 5-4-3a of the Unified Code of  
20 Corrections, except for the requirements of Sections  
21 20-60, 20-65, 20-70, and 20-160 and Article 50 of this  
22 Code; however, the Chief Procurement Officer may, in  
23 writing with justification, waive any certification  
24 required under Article 50 of this Code. For any contracts  
25 for services which are currently provided by members of a  
26 collective bargaining agreement, the applicable terms of

1 the collective bargaining agreement concerning  
2 subcontracting shall be followed.

3 On and after January 1, 2019, this paragraph (13),  
4 except for this sentence, is inoperative.

5 (14) Contracts for participation expenditures required  
6 by a domestic or international trade show or exhibition of  
7 an exhibitor, member, or sponsor.

8 (15) Contracts with a railroad or utility that  
9 requires the State to reimburse the railroad or utilities  
10 for the relocation of utilities for construction or other  
11 public purpose. Contracts included within this paragraph  
12 (15) shall include, but not be limited to, those  
13 associated with: relocations, crossings, installations,  
14 and maintenance. For the purposes of this paragraph (15),  
15 "railroad" means any form of non-highway ground  
16 transportation that runs on rails or electromagnetic  
17 guideways and "utility" means: (1) public utilities as  
18 defined in Section 3-105 of the Public Utilities Act, (2)  
19 telecommunications carriers as defined in Section 13-202  
20 of the Public Utilities Act, (3) electric cooperatives as  
21 defined in Section 3.4 of the Electric Supplier Act, (4)  
22 telephone or telecommunications cooperatives as defined in  
23 Section 13-212 of the Public Utilities Act, (5) rural  
24 water or wastewater ~~waste-water~~ systems with 10,000  
25 connections or less, (6) a holder as defined in Section  
26 21-201 of the Public Utilities Act, and (7) municipalities

1           owning or operating utility systems consisting of public  
2           utilities as that term is defined in Section 11-117-2 of  
3           the Illinois Municipal Code.

4           (16) Procurement expenditures necessary for the  
5           Department of Public Health to provide the delivery of  
6           timely newborn screening services in accordance with the  
7           Newborn Metabolic Screening Act.

8           (17) Procurement expenditures necessary for the  
9           Department of Agriculture, the Department of Financial and  
10          Professional Regulation, the Department of Human Services,  
11          and the Department of Public Health to implement the  
12          Compassionate Use of Medical Cannabis Program and Opioid  
13          Alternative Pilot Program requirements and ensure access  
14          to medical cannabis for patients with debilitating medical  
15          conditions in accordance with the Compassionate Use of  
16          Medical Cannabis Program Act.

17          (18) This Code does not apply to any procurements  
18          necessary for the Department of Agriculture, the  
19          Department of Financial and Professional Regulation, the  
20          Department of Human Services, the Department of Commerce  
21          and Economic Opportunity, and the Department of Public  
22          Health to implement the Cannabis Regulation and Tax Act if  
23          the applicable agency has made a good faith determination  
24          that it is necessary and appropriate for the expenditure  
25          to fall within this exemption and if the process is  
26          conducted in a manner substantially in accordance with the

1 requirements of Sections 20-160, 25-60, 30-22, 50-5,  
2 50-10, 50-10.5, 50-12, 50-13, 50-15, 50-20, 50-21, 50-35,  
3 50-36, 50-37, 50-38, and 50-50 of this Code; however, for  
4 Section 50-35, compliance applies only to contracts or  
5 subcontracts over \$100,000. Notice of each contract  
6 entered into under this paragraph (18) that is related to  
7 the procurement of goods and services identified in  
8 paragraph (1) through (9) of this subsection shall be  
9 published in the Procurement Bulletin within 14 calendar  
10 days after contract execution. The Chief Procurement  
11 Officer shall prescribe the form and content of the  
12 notice. Each agency shall provide the Chief Procurement  
13 Officer, on a monthly basis, in the form and content  
14 prescribed by the Chief Procurement Officer, a report of  
15 contracts that are related to the procurement of goods and  
16 services identified in this subsection. At a minimum, this  
17 report shall include the name of the contractor, a  
18 description of the supply or service provided, the total  
19 amount of the contract, the term of the contract, and the  
20 exception to this Code utilized. A copy of any or all of  
21 these contracts shall be made available to the Chief  
22 Procurement Officer immediately upon request. The Chief  
23 Procurement Officer shall submit a report to the Governor  
24 and General Assembly no later than November 1 of each year  
25 that includes, at a minimum, an annual summary of the  
26 monthly information reported to the Chief Procurement

1 Officer. This exemption becomes inoperative 5 years after  
2 June 25, 2019 (the effective date of Public Act 101-27).

3 (19) Acquisition of modifications or adjustments,  
4 limited to assistive technology devices and assistive  
5 technology services, adaptive equipment, repairs, and  
6 replacement parts to provide reasonable accommodations (i)  
7 that enable a qualified applicant with a disability to  
8 complete the job application process and be considered for  
9 the position such qualified applicant desires, (ii) that  
10 modify or adjust the work environment to enable a  
11 qualified current employee with a disability to perform  
12 the essential functions of the position held by that  
13 employee, (iii) to enable a qualified current employee  
14 with a disability to enjoy equal benefits and privileges  
15 of employment as are enjoyed by other similarly situated  
16 employees without disabilities, and (iv) that allow a  
17 customer, client, claimant, or member of the public  
18 seeking State services full use and enjoyment of and  
19 access to its programs, services, or benefits.

20 For purposes of this paragraph (19):

21 "Assistive technology devices" means any item, piece  
22 of equipment, or product system, whether acquired  
23 commercially off the shelf, modified, or customized, that  
24 is used to increase, maintain, or improve functional  
25 capabilities of individuals with disabilities.

26 "Assistive technology services" means any service that

1 directly assists an individual with a disability in  
2 selection, acquisition, or use of an assistive technology  
3 device.

4 "Qualified" has the same meaning and use as provided  
5 under the federal Americans with Disabilities Act when  
6 describing an individual with a disability.

7 (20) Procurement expenditures necessary for the  
8 Illinois Commerce Commission to hire third-party  
9 facilitators pursuant to Sections 16-105.17 and 16-108.18  
10 of the Public Utilities Act or an ombudsman pursuant to  
11 Section 16-107.5 of the Public Utilities Act, a  
12 facilitator pursuant to Section 16-105.17 of the Public  
13 Utilities Act, a grid auditor pursuant to Section  
14 16-105.10 of the Public Utilities Act, a facilitator,  
15 expert, or consultant pursuant to Sections 16-126.2 and  
16 16-202 of the Public Utilities Act, a procurement monitor  
17 pursuant to Section 16-111.5 of the Public Utilities Act,  
18 an ombudsperson pursuant to Section 20-145 of the Public  
19 Utilities Act, or consultants and experts pursuant to  
20 Section 5-15 of the Utility Data Access Act.

21 (21) Procurement expenditures for the purchase,  
22 renewal, and expansion of software, software licenses, or  
23 software maintenance agreements that support the efforts  
24 of the Illinois State Police to enforce, regulate, and  
25 administer the Firearm Owners Identification Card Act, the  
26 Firearm Concealed Carry Act, the Firearms Restraining

1 Order Act, the Firearm Dealer License Certification Act,  
2 the Law Enforcement Agencies Data System (LEADS), the  
3 Uniform Crime Reporting Act, the Criminal Identification  
4 Act, the Illinois Uniform Conviction Information Act, and  
5 the Gun Trafficking Information Act, or establish or  
6 maintain record management systems necessary to conduct  
7 human trafficking investigations or gun trafficking or  
8 other stolen firearm investigations. This paragraph (21)  
9 applies to contracts entered into on or after January 10,  
10 2023 (the effective date of Public Act 102-1116) and the  
11 renewal of contracts that are in effect on January 10,  
12 2023 (the effective date of Public Act 102-1116).

13 (22) Contracts for project management services and  
14 system integration services required for the completion of  
15 the State's enterprise resource planning project. This  
16 exemption becomes inoperative 5 years after June 7, 2023  
17 (the effective date of the changes made to this Section by  
18 Public Act 103-8). This paragraph (22) applies to  
19 contracts entered into on or after June 7, 2023 (the  
20 effective date of the changes made to this Section by  
21 Public Act 103-8) and the renewal of contracts that are in  
22 effect on June 7, 2023 (the effective date of the changes  
23 made to this Section by Public Act 103-8).

24 (23) Procurements necessary for the Department of  
25 Insurance to implement the Illinois Health Benefits  
26 Exchange Law if the Department of Insurance has made a

1 good faith determination that it is necessary and  
2 appropriate for the expenditure to fall within this  
3 exemption. The procurement process shall be conducted in a  
4 manner substantially in accordance with the requirements  
5 of Sections 20-160 and 25-60 and Article 50 of this Code. A  
6 copy of these contracts shall be made available to the  
7 Chief Procurement Officer immediately upon request. This  
8 paragraph is inoperative 5 years after June 27, 2023 (the  
9 effective date of Public Act 103-103).

10 (24) Contracts for public education programming,  
11 noncommercial sustaining announcements, public service  
12 announcements, and public awareness and education  
13 messaging with the nonprofit trade associations of the  
14 providers of those services that inform the public on  
15 immediate and ongoing health and safety risks and hazards.

16 (25) Procurements necessary for the Department of  
17 Early Childhood to implement the Department of Early  
18 Childhood Act if the Department has made a good faith  
19 determination that it is necessary and appropriate for the  
20 expenditure to fall within this exemption. This exemption  
21 shall only be used for products and services procured  
22 solely for use by the Department of Early Childhood. The  
23 procurements may include those necessary to design and  
24 build integrated, operational systems of programs and  
25 services. The procurements may include, but are not  
26 limited to, those necessary to align and update program

1 standards, integrate funding systems, design and establish  
2 data and reporting systems, align and update models for  
3 technical assistance and professional development, design  
4 systems to manage grants and ensure compliance, design and  
5 implement management and operational structures, and  
6 establish new means of engaging with families, educators,  
7 providers, and stakeholders. The procurement processes  
8 shall be conducted in a manner substantially in accordance  
9 with the requirements of Article 50 (ethics) and Sections  
10 5-5 (Procurement Policy Board), 5-7 (Commission on Equity  
11 and Inclusion), 20-80 (contract files), 20-120  
12 (subcontractors), 20-155 (paperwork), 20-160  
13 (ethics/campaign contribution prohibitions), 25-60  
14 (prevailing wage), and 25-90 (prohibited and authorized  
15 cybersecurity) of this Code. Beginning January 1, 2025,  
16 the Department of Early Childhood shall provide a  
17 quarterly report to the General Assembly detailing a list  
18 of expenditures and contracts for which the Department  
19 uses this exemption. This paragraph is inoperative on and  
20 after July 1, 2027.

21 (26) Procurements that are necessary for increasing  
22 the recruitment and retention of State employees,  
23 particularly minority candidates for employment,  
24 including:

25 (A) procurements related to registration fees for  
26 job fairs and other outreach and recruitment events;

1 (B) production of recruitment materials; and

2 (C) other services related to recruitment and  
3 retention of State employees.

4 The exemption under this paragraph (26) applies only  
5 if the State agency has made a good faith determination  
6 that it is necessary and appropriate for the expenditure  
7 to fall within this paragraph (26). The procurement  
8 process under this paragraph (26) shall be conducted in a  
9 manner substantially in accordance with the requirements  
10 of Sections 20-160 and 25-60 and Article 50 of this Code. A  
11 copy of these contracts shall be made available to the  
12 Chief Procurement Officer immediately upon request.  
13 Nothing in this paragraph (26) authorizes the replacement  
14 or diminishment of State responsibilities in hiring or the  
15 positions that effectuate that hiring. This paragraph (26)  
16 is inoperative on and after June 30, 2029.

17 (27) Procurements necessary for the Department of  
18 Healthcare and Family Services to implement changes to the  
19 State's Integrated Eligibility System to ensure the  
20 system's compliance with federal implementation mandates  
21 and deadlines, if the Department of Healthcare and Family  
22 Services has made a good faith determination that it is  
23 necessary and appropriate for the procurement to fall  
24 within this exemption.

25 Notwithstanding any other provision of law, for contracts  
26 with an annual value of more than \$100,000 entered into on or

1 after October 1, 2017 under an exemption provided in any  
2 paragraph of this subsection (b), except paragraph (1), (2),  
3 or (5), each State agency shall post to the appropriate  
4 procurement bulletin the name of the contractor, a description  
5 of the supply or service provided, the total amount of the  
6 contract, the term of the contract, and the exception to the  
7 Code utilized. The chief procurement officer shall submit a  
8 report to the Governor and General Assembly no later than  
9 November 1 of each year that shall include, at a minimum, an  
10 annual summary of the monthly information reported to the  
11 chief procurement officer.

12 (c) This Code does not apply to the electric power  
13 procurement process provided for under Section 1-75 of the  
14 Illinois Power Agency Act and Section 16-111.5 of the Public  
15 Utilities Act. This Code does not apply to the procurement of  
16 technical and policy experts pursuant to Section 1-129 of the  
17 Illinois Power Agency Act.

18 (d) Except for Section 20-160 and Article 50 of this Code,  
19 and as expressly required by Section 9.1 of the Illinois  
20 Lottery Law, the provisions of this Code do not apply to the  
21 procurement process provided for under Section 9.1 of the  
22 Illinois Lottery Law.

23 (e) This Code does not apply to the process used by the  
24 Capital Development Board to retain a person or entity to  
25 assist the Capital Development Board with its duties related  
26 to the determination of costs of a clean coal SNG brownfield

1 facility, as defined by Section 1-10 of the Illinois Power  
2 Agency Act, as required in subsection (h-3) of Section 9-220  
3 of the Public Utilities Act, including calculating the range  
4 of capital costs, the range of operating and maintenance  
5 costs, or the sequestration costs or monitoring the  
6 construction of clean coal SNG brownfield facility for the  
7 full duration of construction.

8 (f) (Blank).

9 (g) (Blank).

10 (h) This Code does not apply to the process to procure or  
11 contracts entered into in accordance with Sections 11-5.2 and  
12 11-5.3 of the Illinois Public Aid Code.

13 (i) Each chief procurement officer may access records  
14 necessary to review whether a contract, purchase, or other  
15 expenditure is or is not subject to the provisions of this  
16 Code, unless such records would be subject to attorney-client  
17 privilege.

18 (j) This Code does not apply to the process used by the  
19 Capital Development Board to retain an artist or work or works  
20 of art as required in Section 14 of the Capital Development  
21 Board Act.

22 (k) This Code does not apply to the process to procure  
23 contracts, or contracts entered into, by the State Board of  
24 Elections or the State Electoral Board for hearing officers  
25 appointed pursuant to the Election Code.

26 (l) This Code does not apply to the processes used by the

1 Illinois Student Assistance Commission to procure supplies and  
2 services paid for from the private funds of the Illinois  
3 Prepaid Tuition Fund. As used in this subsection (l), "private  
4 funds" means funds derived from deposits paid into the  
5 Illinois Prepaid Tuition Trust Fund and the earnings thereon.

6 (m) This Code shall apply regardless of the source of  
7 funds with which contracts are paid, including federal  
8 assistance moneys. Except as specifically provided in this  
9 Code, this Code shall not apply to procurement expenditures  
10 necessary for the Department of Public Health to conduct the  
11 Healthy Illinois Survey in accordance with Section 2310-431 of  
12 the Department of Public Health Powers and Duties Law of the  
13 Civil Administrative Code of Illinois.

14 (Source: P.A. 103-8, eff. 6-7-23; 103-103, eff. 6-27-23;  
15 103-570, eff. 1-1-24; 103-580, eff. 12-8-23; 103-594, eff.  
16 6-25-24; 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2,  
17 eff. 6-16-25; 104-417, eff. 8-15-25; 104-458, eff. 6-1-26;  
18 revised 1-12-26.)

19 (30 ILCS 500/1-15.15)

20 Sec. 1-15.15. Chief Procurement Officer. "Chief  
21 Procurement Officer" means any of the 4 persons appointed or  
22 approved by a majority of the members of the Executive Ethics  
23 Commission:

24 (1) for procurements for (i) construction and  
25 construction-related services committed by law to the

1 jurisdiction or responsibility of the Capital Development  
2 Board or (ii) construction-related services committed by  
3 law to the jurisdiction or responsibility of the  
4 Department of Central Management Services under Section  
5 405-217 of the Department of Central Management Services  
6 Law of the Civil Administrative Code of Illinois and other  
7 related provisions of this amendatory Act of the 104th  
8 General Assembly, the independent chief procurement  
9 officer appointed by a majority of the members of the  
10 Executive Ethics Commission.

11 (2) for procurements for all construction,  
12 construction support, construction-related services, the  
13 operation of any facility, the purchase of rolling stock,  
14 and the provision of any construction or  
15 construction-related service or activity committed by law  
16 to the jurisdiction or responsibility of the Illinois  
17 Department of Transportation, including the direct or  
18 reimbursable expenditure of all federal funds for which  
19 the Department of Transportation is responsible or  
20 accountable for the use thereof in accordance with federal  
21 law, regulation, or procedure, the independent chief  
22 procurement officer appointed by the Secretary of  
23 Transportation with the consent of the majority of the  
24 members of the Executive Ethics Commission.

25 (3) for all procurements made by a public institution  
26 of higher education, the independent chief procurement

1 officer appointed by a majority of the members of the  
2 Executive Ethics Commission.

3 (4) (Blank).

4 (5) for all other procurements, the independent chief  
5 procurement officer appointed by a majority of the members  
6 of the Executive Ethics Commission.

7 (Source: P.A. 104-2, eff. 6-16-25.)

8 (30 ILCS 500/1-15.72 new)

9 Sec. 1-15.72. Rolling stock. "Rolling stock" means buses,  
10 vans, cars, railcars, locomotives, trolley cars, trucks, and  
11 ferryboats as well as any vehicles used for support services,  
12 public transportation, or construction.

13 (30 ILCS 500/10-20)

14 Sec. 10-20. Independent chief procurement officers.

15 (a) Appointment. Within 60 calendar days after July 1,  
16 2010 (the effective date of Public Act 96-795), the Executive  
17 Ethics Commission, with the advice and consent of the Senate  
18 shall appoint or approve 4 chief procurement officers, one for  
19 each of the following categories:

20 (1) for procurements for (i) construction and  
21 construction-related services committed by law to the  
22 jurisdiction or responsibility of the Capital Development  
23 Board or (ii) construction-related services committed by  
24 law to the jurisdiction or responsibility of the

1 Department of ~~for~~ Central Management Services under  
2 Section 405-217 of the Department of Central Management  
3 Services Law of the Civil Administrative Code of Illinois  
4 and other related provisions of this amendatory Act of the  
5 104th General Assembly;

6 (2) for procurements for all construction,  
7 construction support, construction-related services, the  
8 operation of any facility, the purchase of rolling stock,  
9 and the provision of any service or activity committed by  
10 law to the jurisdiction or responsibility of the Illinois  
11 Department of Transportation, including the direct or  
12 reimbursable expenditure of all federal funds for which  
13 the Department of Transportation is responsible or  
14 accountable for the use thereof in accordance with federal  
15 law, regulation, or procedure, the chief procurement  
16 officer recommended for approval under this item appointed  
17 by the Secretary of Transportation after consent by the  
18 Executive Ethics Commission;

19 (3) for all procurements made by a public institution  
20 of higher education; and

21 (4) for all other procurement needs of State agencies.

22 For fiscal years 2024, 2025, and 2026, the Executive  
23 Ethics Commission shall set aside from its appropriation those  
24 amounts necessary for the use of the 4 chief procurement  
25 officers for the ordinary and contingent expenses of their  
26 respective procurement offices. From the amounts set aside by

1 the Commission, each chief procurement officer shall control  
2 the internal operations of his or her procurement office and  
3 shall procure the necessary equipment, materials, and services  
4 to perform the duties of that office, including hiring  
5 necessary procurement personnel, legal advisors, and other  
6 employees, and may establish, in the exercise of the chief  
7 procurement officer's discretion, the compensation of the  
8 office's employees, which includes the State purchasing  
9 officers and any legal advisors. The Executive Ethics  
10 Commission shall have no control over the employees of the  
11 chief procurement officers. The Executive Ethics Commission  
12 shall provide administrative support services, including  
13 payroll, for each procurement office.

14 (b) Terms and independence. Each chief procurement officer  
15 appointed under this Section shall serve for a term of 5 years  
16 beginning on the date of the officer's appointment. The chief  
17 procurement officer may be removed for cause after a hearing  
18 by the Executive Ethics Commission. The Governor or the  
19 director of a State agency directly responsible to the  
20 Governor may institute a complaint against the officer by  
21 filing such complaint with the Commission. The Commission  
22 shall have a hearing based on the complaint. The officer and  
23 the complainant shall receive reasonable notice of the hearing  
24 and shall be permitted to present their respective arguments  
25 on the complaint. After the hearing, the Commission shall make  
26 a finding on the complaint and may take disciplinary action,

1 including, but not limited to, removal of the officer.

2 The salary of a chief procurement officer shall be  
3 established by the Executive Ethics Commission and may not be  
4 diminished during the officer's term. The salary may not  
5 exceed the salary of the director of a State agency for which  
6 the officer serves as chief procurement officer.

7 (c) Qualifications. In addition to any other requirement  
8 or qualification required by State law, each chief procurement  
9 officer must within 12 months of employment be a Certified  
10 Professional Public Buyer or a Certified Public Purchasing  
11 Officer, pursuant to certification by the Universal Public  
12 Purchasing Certification Council, and must reside in Illinois.

13 (d) Fiduciary duty. Each chief procurement officer owes a  
14 fiduciary duty to the State.

15 (e) Vacancy. In case of a vacancy in one or more of the  
16 offices of a chief procurement officer under this Section  
17 during the recess of the Senate, the Executive Ethics  
18 Commission shall make a temporary appointment until the next  
19 meeting of the Senate, when the Executive Ethics Commission  
20 shall nominate some person to fill the office, and any person  
21 so nominated who is confirmed by the Senate shall hold office  
22 during the remainder of the term and until his or her successor  
23 is appointed and qualified. If the Senate is not in session at  
24 the time Public Act 96-920 takes effect, the Executive Ethics  
25 Commission shall make a temporary appointment as in the case  
26 of a vacancy.

1 (f) (Blank).

2 (g) (Blank).

3 (Source: P.A. 103-8, eff. 6-7-23; 103-588, eff. 6-5-24;  
4 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2, eff.  
5 6-16-25.)

6 Section 10. The Governmental Joint Purchasing Act is  
7 amended by changing Section 2 as follows:

8 (30 ILCS 525/2) (from Ch. 85, par. 1602)

9 Sec. 2. Joint purchasing authority.

10 (a) Any governmental unit, except a governmental unit  
11 subject to the jurisdiction of a chief procurement officer  
12 established in Section 10-20 of the Illinois Procurement Code,  
13 may purchase personal property, supplies and services jointly  
14 with one or more other governmental units. All such joint  
15 purchases shall be by competitive solicitation as provided in  
16 Section 4, except as otherwise provided in this Act. The  
17 provisions of any other acts under which a governmental unit  
18 operates which refer to purchases and procedures in connection  
19 therewith shall be superseded by the provisions of this Act  
20 when the governmental units are exercising the joint powers  
21 created by this Act.

22 (a-5) For purchases made by a governmental unit subject to  
23 the jurisdiction of a chief procurement officer established in  
24 Section 10-20 of the Illinois Procurement Code, the applicable

1 chief procurement officer established in Section 10-20 of the  
2 Illinois Procurement Code may authorize the purchase of  
3 supplies and services jointly with a governmental unit of this  
4 State, governmental entity of another state, or with a  
5 consortium of governmental entities of one or more other  
6 states, except as otherwise provided in this Act. Subject to  
7 provisions of the joint purchasing solicitation, the  
8 appropriate chief procurement officer may designate the  
9 resulting contract as available to governmental units in  
10 Illinois.

11 (a-10) Each chief procurement officer appointed pursuant  
12 to Section 10-20 of the Illinois Procurement Code, with joint  
13 agreement of the respective agency or institution, may  
14 authorize the purchase or lease of supplies and services which  
15 have been procured through a competitive process by a federal  
16 agency; a state agency of another state; a consortium of  
17 governmental, educational, medical, research, or similar  
18 entities; or a group purchasing organization of which the  
19 chief procurement officer or State agency is a member or  
20 affiliate, including, without limitation, any purchasing  
21 entity operating under the federal General Services  
22 Administration, the Higher Education Cooperation Act, and the  
23 Midwestern Higher Education Compact Act. Each applicable chief  
24 procurement officer may authorize purchases and contracts  
25 which have been procured through other methods of procurement  
26 if each chief procurement officer determines it is in the best

1 interests of the State, considering a recommendation by their  
2 respective agencies or institutions. The chief procurement  
3 officer may establish detailed rules, policies, and procedures  
4 for use of these cooperative contracts. Notice of award shall  
5 be published by the chief procurement officer in the Illinois  
6 Procurement Bulletin at least prior to use of the contract.  
7 Each chief procurement officer shall submit to the General  
8 Assembly by November 1 of each year a report of procurements  
9 made under this subsection (a-10).

10 (a-15) Each chief procurement officer appointed pursuant  
11 to Section 10-20 of the Illinois Procurement Code may  
12 authorize any governmental unit of this State to purchase or  
13 lease supplies under a contract which has been procured under  
14 the jurisdiction of the Illinois Procurement Code by a  
15 governmental unit subject to the jurisdiction of the chief  
16 procurement officer. Prior to making the contract available to  
17 the governmental unit of this State, the chief procurement  
18 officer shall consult with the governmental unit that is party  
19 to the contract and is subject to the jurisdiction of the chief  
20 procurement officer. A governmental unit of this State that  
21 uses a contract pursuant to this subsection shall report each  
22 year to the authorizing chief procurement officer the  
23 contractor used, supplies purchased, and total value of  
24 purchases for each contract. The authorizing chief procurement  
25 officer shall submit to the General Assembly by November 1 of  
26 each year a report of procurements made under this subsection

1 (a-15).

2 (b) Any not-for-profit agency that qualifies under Section  
3 45-35 of the Illinois Procurement Code and that either (1)  
4 acts pursuant to a board established by or controlled by a unit  
5 of local government or (2) receives grant funds from the State  
6 or from a unit of local government, shall be eligible to  
7 participate in contracts established by the State.

8 (c) For governmental units subject to the jurisdiction of  
9 a chief procurement officer established in Section 10-20 of  
10 the Illinois Procurement Code, if any contract or amendment to  
11 a contract is entered into or purchase or expenditure of funds  
12 is made at any time in violation of this Act or any other law,  
13 the contract or amendment may be declared void by the chief  
14 procurement officer or may be ratified and affirmed, if the  
15 chief procurement officer determines that ratification is in  
16 the best interests of the governmental unit. If the contract  
17 or amendment is ratified and affirmed, it shall be without  
18 prejudice to the governmental unit's rights to any appropriate  
19 damages.

20 (d) This Section does not apply to construction-related  
21 professional services contracts awarded in accordance with the  
22 provisions of the Architectural, Engineering, and Land  
23 Surveying Qualifications Based Selection Act.

24 (Source: P.A. 103-865, eff. 1-1-25.)

25 Section 95. No acceleration or delay. Where this Act makes

1 changes in a statute that is represented in this Act by text  
2 that is not yet or no longer in effect (for example, a Section  
3 represented by multiple versions), the use of that text does  
4 not accelerate or delay the taking effect of (i) the changes  
5 made by this Act or (ii) provisions derived from any other  
6 Public Act.