



Sen. Ram Villivalam

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10400HB3177sam001

LRB104 10935 JDS 26148 a

1 AMENDMENT TO HOUSE BILL 3177

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3177 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Innovations for Transportation  
5 Infrastructure Act is amended by changing Section 15 as  
6 follows:

7 (630 ILCS 10/15)

8 (Section scheduled to be repealed on July 1, 2032)

9 Sec. 15. Authorization of project delivery methods.

10 (a) Notwithstanding any other law, and as authority  
11 supplemental to its existing powers, except as otherwise  
12 provided for in this Act, the Transportation Agency, in  
13 accordance with this Act, may use the design-build project  
14 delivery method for transportation facilities if the capital  
15 costs for transportation facilities delivered utilizing the  
16 design-build project delivery method or Construction

1 Manager/General Contractor project delivery method or  
2 Alternative Technical Concepts in a design-bid-build project  
3 delivery method do not: (i) for transportation facilities  
4 delivered by the Department, exceed \$500,000,000 ~~\$400 million~~  
5 of contracts awarded on an annual basis ~~during the~~  
6 ~~Department's multi year highway improvement program for any~~  
7 ~~5 year period~~; or (ii) for transportation facilities delivered  
8 by the Authority, exceed 20% of the Authority's annual  
9 improvement program. The Transportation Agency shall make this  
10 calculation before commencing the procurement. ~~Notwithstanding~~  
11 ~~any other law, and as authority supplemental to its existing~~  
12 ~~powers, the Department, in accordance with this Act, may use~~  
13 ~~the Construction Manager/General Contractor project delivery~~  
14 ~~method for up to 2 transportation facilities per year.~~ Before  
15 commencing a procurement under this Act for either a  
16 design-build contract or a Construction Manager/General  
17 Contractor contract, the Transportation Agency shall first  
18 undertake an analysis and make a written determination that it  
19 is in the best interests of this State to use the selected  
20 delivery method for that transportation facility. The analysis  
21 and determination shall discuss the design-build project  
22 delivery method or Construction Manager/General Contractor  
23 project delivery method's impact on the anticipated schedule,  
24 completion date, and project costs. The best interests of the  
25 State analysis shall be made available to the public.

26 (b) The Transportation Agency shall report to the General

1 Assembly annually for the first 5 years after June 15, 2022  
2 (the effective date of this Act) on the progress of  
3 procurements and transportation facilities procured under this  
4 Act.

5 (c) A contract entered into pursuant to the provisions of  
6 this Act is excepted from the Public Contract Fraud Act.

7 (Source: P.A. 102-1094, eff. 6-15-22; 103-154, eff. 6-30-23.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law."