



Rep. Kelly M. Burke

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10100SB1857ham003

LRB101 11098 RJF 72323 a

1 AMENDMENT TO SENATE BILL 1857

2 AMENDMENT NO. _____. Amend Senate Bill 1857, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 2, on page 59, by replacing lines 6 through 17 with the
5 following:

6 "Section 40. The Illinois Procurement Code is amended by
7 changing Sections 1-15.93 and 30-30 as follows:

8 (30 ILCS 500/1-15.93)

9 (Section scheduled to be repealed on January 1, 2021)

10 Sec. 1-15.93. Single prime. "Single prime" means the
11 design-bid-build procurement delivery method for a building
12 construction project in which the Capital Development Board is
13 the construction agency procuring 2 or more subdivisions of
14 work enumerated in paragraphs (1) through (5) of subsection (a)
15 of Section 30-30 of this Code under a single contract. This
16 Section is repealed on January 1, 2022 ~~2021~~.

1 (Source: P.A. 101-369, eff. 12-15-19.)

2 (30 ILCS 500/30-30)

3 Sec. 30-30. Design-bid-build construction.

4 (a) The provisions of this subsection are operative through
5 December 31, 2021 ~~2020~~.

6 For building construction contracts in excess of \$250,000,
7 separate specifications may be prepared for all equipment,
8 labor, and materials in connection with the following 5
9 subdivisions of the work to be performed:

10 (1) plumbing;

11 (2) heating, piping, refrigeration, and automatic
12 temperature control systems, including the testing and
13 balancing of those systems;

14 (3) ventilating and distribution systems for
15 conditioned air, including the testing and balancing of
16 those systems;

17 (4) electric wiring; and

18 (5) general contract work.

19 The specifications may be so drawn as to permit separate
20 and independent bidding upon each of the 5 subdivisions of
21 work. All contracts awarded for any part thereof may award the
22 5 subdivisions of work separately to responsible and reliable
23 persons, firms, or corporations engaged in these classes of
24 work. The contracts, at the discretion of the construction
25 agency, may be assigned to the successful bidder on the general

1 contract work or to the successful bidder on the subdivision of
2 work designated by the construction agency before the bidding
3 as the prime subdivision of work, provided that all payments
4 will be made directly to the contractors for the 5 subdivisions
5 of work upon compliance with the conditions of the contract.

6 Beginning on the effective date of this amendatory Act of
7 the 101st General Assembly and through December 31, 2020, for
8 single prime projects: (i) the bid of the successful low bidder
9 shall identify the name of the subcontractor, if any, and the
10 bid proposal costs for each of the 5 subdivisions of work set
11 forth in this Section; (ii) the contract entered into with the
12 successful bidder shall provide that no identified
13 subcontractor may be terminated without the written consent of
14 the Capital Development Board; (iii) the contract shall comply
15 with the disadvantaged business practices of the Business
16 Enterprise for Minorities, Women, and Persons with
17 Disabilities Act and the equal employment practices of Section
18 2-105 of the Illinois Human Rights Act; and (iv) the Capital
19 Development Board shall submit an annual report to the General
20 Assembly and Governor on the bidding, award, and performance of
21 all single prime projects.

22 For building construction projects with a total
23 construction cost valued at \$5,000,000 or less, the Capital
24 Development Board shall not use the single prime procurement
25 delivery method for more than 50% of the total number of
26 projects bid for each fiscal year. Any project with a total

1 construction cost valued greater than \$5,000,000 may be bid
2 using single prime at the discretion of the Executive Director
3 of the Capital Development Board.

4 (b) The provisions of this subsection are operative on and
5 after January 1, 2022 ~~2021~~. For building construction contracts
6 in excess of \$250,000, separate specifications shall be
7 prepared for all equipment, labor, and materials in connection
8 with the following 5 subdivisions of the work to be performed:

9 (1) plumbing;

10 (2) heating, piping, refrigeration, and automatic
11 temperature control systems, including the testing and
12 balancing of those systems;

13 (3) ventilating and distribution systems for
14 conditioned air, including the testing and balancing of
15 those systems;

16 (4) electric wiring; and

17 (5) general contract work.

18 The specifications must be so drawn as to permit separate
19 and independent bidding upon each of the 5 subdivisions of
20 work. All contracts awarded for any part thereof shall award
21 the 5 subdivisions of work separately to responsible and
22 reliable persons, firms, or corporations engaged in these
23 classes of work. The contracts, at the discretion of the
24 construction agency, may be assigned to the successful bidder
25 on the general contract work or to the successful bidder on the
26 subdivision of work designated by the construction agency

1 before the bidding as the prime subdivision of work, provided
2 that all payments will be made directly to the contractors for
3 the 5 subdivisions of work upon compliance with the conditions
4 of the contract.

5 (Source: P.A. 100-391, eff. 8-25-17; 101-369, eff.
6 12-15-19.)".