



Rep. Terra Costa Howard

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10300HB4737ham001

LRB103 35707 HLH 71031 a

1 AMENDMENT TO HOUSE BILL 4737

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4737 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Governmental Joint Purchasing Act is  
5 amended by changing Section 4 as follows:

6 (30 ILCS 525/4) (from Ch. 85, par. 1604)

7 Sec. 4. Bids, offers, and small purchases. The purchases  
8 of all personal property, supplies and services under this  
9 Act, except for small purchases, shall be based on competitive  
10 solicitations unless, for purchases made pursuant to  
11 subsection (a) of Section 2 of this Act, it is the  
12 determination of the applicable chief procurement officer that  
13 it is impractical to obtain competition. Purchases pursuant to  
14 this Section shall follow the same procedures used for  
15 competitive solicitations made pursuant to the Illinois  
16 Procurement Code when the State is a party to the joint

1 purchase. For purchases made pursuant to subsection (a) of  
2 Section 2 of this Act where the applicable chief procurement  
3 officer makes the determination that it is impractical to  
4 obtain competition, purchases shall either follow the same  
5 procedure used for sole source procurements in Section 20-25  
6 of the Illinois Procurement Code or the same procedure used  
7 for emergency purchases in Section 20-30 of the Illinois  
8 Procurement Code. For purchases pursuant to subsection (a) of  
9 Section 2, bids and offers shall be solicited by public notice  
10 inserted at least once in a newspaper of general circulation  
11 in one of the counties where the materials are to be used and  
12 at least 5 calendar days before the final date of submitting  
13 bids or offers, except as otherwise provided in this Section.  
14 Where the State of Illinois is a party to the joint purchase  
15 agreement, public notice soliciting the bids or offers shall  
16 be published in the appropriate volume of the Illinois  
17 Procurement Bulletin. Such notice shall include a general  
18 description of the supplies or services to be purchased and  
19 shall state where specifications may be obtained and the time  
20 and place for the opening of bids and offers. The governmental  
21 unit conducting the competitive procurement process may also  
22 solicit sealed bids or offers by sending requests by mail to  
23 potential contractors and by posting notices on a public  
24 bulletin board in its office. Small purchases pursuant to this  
25 Section shall follow the same procedure used for small  
26 purchases in Section 20-20 of the Illinois Procurement Code.

1 All purchases, orders or contracts shall be awarded to the  
2 lowest responsible bidder or highest-ranked offeror, as ranked  
3 by the cooperative purchasing program, or, if not ranked by  
4 the cooperative purchasing program then by the purchasing  
5 governmental unit, when the purchasing governmental unit  
6 determines that the selected contract best meets the  
7 governmental unit's needs, taking into consideration the  
8 qualities of the articles or services supplied, their  
9 conformity with the specifications, their suitability to the  
10 requirements of the participating governmental units and the  
11 delivery terms. A governmental unit may purchase a supply or  
12 service that is available on contracts from multiple  
13 contractors if the governmental unit determines that the  
14 selected contract best meets the governmental unit's needs.

15 Where the State of Illinois is not a party, all bids or  
16 offers may be rejected and new bids or offers solicited if one  
17 or more of the participating governmental units believes the  
18 public interest may be served thereby. Each bid or offer, with  
19 the name of the bidder or offeror, shall be entered on a  
20 record, which record with the successful bid or offer,  
21 indicated thereon shall, after the award of the purchase or  
22 order or contract, be open to public inspection. A copy of all  
23 contracts shall be filed with the purchasing office or clerk  
24 or secretary of each participating governmental unit.

25 (Source: P.A. 100-43, eff. 8-9-17.)".