

1 AN ACT concerning public contracts.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 1. Short title. This Act may be cited as the
5 Public Works Responsibility Act.

6 Section 5. Applicability. This Act applies to contracts
7 and subcontracts for public works entered into by the State,
8 by a unit of local government, or by a school district.

9 Section 10. Minority and female goals. Each contract
10 and subcontract for a public works contract must include a
11 provision setting forth the percentage of female and minority
12 workers that the contractor or subcontractor plans to employ
13 to perform work on the public works project. This provision
14 should, but is not required to, stress the importance of
15 hiring the percentage of females and minorities that is set
16 out in the contract or subcontract.

17 Section 15. Penalties. If any contractor or
18 subcontractor fails to employ the percentage of females and
19 minorities on a public works project as set forth in the
20 contract or subcontract, then the contractor or subcontractor
21 must pay a penalty in the amount of the price of the contract
22 or subcontract multiplied by the percentage of females and
23 minorities that the contractor or subcontractor planned to
24 employ. The penalty shall be paid to the governmental entity
25 that entered into the public works project. Any person who
26 violates this Act may not bid on any public works project for
27 a period of 2 years. A contractor or subcontractor is not
28 liable under this Act if he or she has made a good faith
29 effort to meet his or her commitments to hire female and

1 minority workers but has been unable to do so due to the
2 unavailability of female and minority workers. A contractor
3 or subcontractor is not liable under this Act if he or she
4 provides only goods and does not provide any services under
5 the contract or subcontract.