

1 AN ACT concerning finance.

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 Section 30-30 and by adding Section 30-31 as follows:

6 (30 ILCS 500/30-30)

7 Sec. 30-30. Projects ~~Contracts~~ in excess of \$750,000  
8 ~~\$250,000~~. For building construction projects ~~contracts~~ in  
9 excess of \$750,000 ~~\$250,000~~, separate specifications shall be  
10 prepared for all equipment, labor, and materials in connection  
11 with the following 5 subdivisions of the work to be performed:

12 (1) plumbing;

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

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

19 (4) electric wiring; and

20 (5) general contract work.

21 The specifications must be so drawn as to permit separate  
22 and independent bidding upon each of the 5 subdivisions of  
23 work. All contracts awarded for any part thereof shall award  
24 the 5 subdivisions of work separately to responsible and  
25 reliable persons, firms, or corporations engaged in these  
26 classes of work. The contracts, at the discretion of the  
27 construction agency, may be assigned to the successful bidder  
28 on the general contract work or to the successful bidder on the  
29 subdivision of work designated by the construction agency  
30 before the bidding as the prime subdivision of work, provided  
31 that all payments will be made directly to the contractors for  
32 the 5 subdivisions of work upon compliance with the conditions

1 of the contract. A contract may be let for one or more  
2 buildings in any project to the same contractor. The  
3 specifications shall require, however, that unless the  
4 buildings are identical, a separate price shall be submitted  
5 for each building. The contract may be awarded to the lowest  
6 responsible bidder for each or all of the buildings included in  
7 the specifications.

8 Notwithstanding the requirements of this Section, if the  
9 contract for work to be performed in any one of the 5  
10 subdivisions is less than \$200,000, then the contract for that  
11 subdivision need not be separately awarded but may be  
12 incorporated into one or more of the remaining contracts.

13 Until a date 2 years after the effective date of this  
14 amendatory Act of the 93rd General Assembly, the requirements  
15 of this Section do not apply to the construction of an  
16 Emergency Operations Center for the Illinois Emergency  
17 Management Agency if (i) the majority of the funding for the  
18 project is from federal funds, (ii) the bid of the successful  
19 bidder identifies the name of the subcontractor, if any, and  
20 the bid proposal costs for each of the 5 subdivisions of work  
21 set forth in this Section, and (iii) the contract entered into  
22 with the successful bidder provides that no identified  
23 subcontractor may be terminated without the written consent of  
24 the Capital Development Board.

25 (Source: P.A. 93-1035, eff. 9-10-04.)

26 (30 ILCS 500/30-31 new)

27 Sec. 30-31. Construction projects of \$750,000 or less. For  
28 building construction projects of \$750,000 or less, (i) the  
29 successful bidder must identify the name of the subcontractor,  
30 if any, and the bid proposal cost for each of the 5  
31 subdivisions of work set forth in Section 30-30 and (ii) the  
32 contract entered into with the successful bidder shall provide  
33 that no identified responsive and responsible subcontractor  
34 who provides a bid bond may be terminated without the written  
35 consent of the Capital Development Board.

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.