

# SB0294



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**SB0294**

Introduced 2/7/2007, by Sen. Carole Pankau

#### SYNOPSIS AS INTRODUCED:

30 ILCS 500/20-80

Amends the Illinois Procurement Code. Provides that if the Comptroller on his or her official website announces the State's awarding of a contract, the announcement must include at least as much information as is required to be included in the notice of contract award in the Procurement Bulletin.

LRB095 05007 JAM 25075 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 20-80 as follows:

6 (30 ILCS 500/20-80)

7 Sec. 20-80. Contract files.

8 (a) Written determinations. All written determinations  
9 required under this Article shall be placed in the contract  
10 file maintained by the chief procurement officer.

11 (b) Filing with Comptroller. Whenever a grant, defined  
12 pursuant to accounting standards established by the  
13 Comptroller, or a contract liability, except for: (1) contracts  
14 paid from personal services, or (2) contracts between the State  
15 and its employees to defer compensation in accordance with  
16 Article 24 of the Illinois Pension Code, exceeding \$10,000 is  
17 incurred by any State agency, a copy of the contract, purchase  
18 order, grant, or lease shall be filed with the Comptroller  
19 within 15 days thereafter. Any cancellation or modification to  
20 any such contract liability shall be filed with the Comptroller  
21 within 15 days of its execution. If the comptroller on his or  
22 her official website announces the State's awarding of a  
23 contract, the announcement must include at least as much

1 information about the contract as is required to be included in  
2 the notice of a contract award in the Procurement bulletin  
3 under subsection (b) of Section 15-25.

4 (c) Late filing affidavit. When a contract, purchase order,  
5 grant, or lease required to be filed by this Section has not  
6 been filed within 30 days of execution, the Comptroller shall  
7 refuse to issue a warrant for payment thereunder until the  
8 agency files with the Comptroller the contract, purchase order,  
9 grant, or lease and an affidavit, signed by the chief executive  
10 officer of the agency or his or her designee, setting forth an  
11 explanation of why the contract liability was not filed within  
12 30 days of execution. A copy of this affidavit shall be filed  
13 with the Auditor General.

14 (d) Professional and artistic services contracts. No  
15 voucher shall be submitted to the Comptroller for a warrant to  
16 be drawn for the payment of money from the State treasury or  
17 from other funds held by the State Treasurer on account of any  
18 contract for services involving professional or artistic  
19 skills involving an expenditure of more than \$5,000 for the  
20 same type of service at the same location during any fiscal  
21 year unless the contract is reduced to writing before the  
22 services are performed and filed with the Comptroller. When a  
23 contract for professional or artistic skills in excess of  
24 \$5,000 was not reduced to writing before the services were  
25 performed, the Comptroller shall refuse to issue a warrant for  
26 payment for the services until the State agency files with the

1 Comptroller:

2 (1) a written contract covering the services, and

3 (2) an affidavit, signed by the chief executive officer  
4 of the State agency or his or her designee, stating that  
5 the services for which payment is being made were agreed to  
6 before commencement of the services and setting forth an  
7 explanation of why the contract was not reduced to writing  
8 before the services commenced.

9 A copy of this affidavit shall be filed with the Auditor  
10 General. The Comptroller shall maintain professional or  
11 artistic service contracts filed under this Section separately  
12 from other filed contracts.

13 (e) Method of source selection. When a contract is filed  
14 with the Comptroller under this Section, the Comptroller's file  
15 shall identify the method of source selection used in obtaining  
16 the contract.

17 (Source: P.A. 90-572, eff. date - See Sec. 99-5; 91-904, eff.  
18 7-6-00.)