

1 AN ACT concerning transportation procurement.

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 shall be cited as the
5 Transportation Sustainability Procurement Program Act.

6 Section 5. Legislative purpose. It is the purpose of this
7 Act and the policy of this State to provide the structure and
8 criteria necessary to ensure that the State processes for
9 procuring freight, small package delivery, and other forms of
10 cargo transport and shipping services take into consideration
11 not only cost and quality, but also vendors' commitment to, and
12 execution of, best environmental practices.

13 Section 10. Contracts for the procurement of freight, small
14 package delivery, and other cargo shipping and transportation
15 services.

16 (a) The State's Chief Procurement Officers shall, in
17 consultation with the Illinois Environmental Protection
18 Agency, develop a sustainability program for the State's
19 procurement of shipping and transportation services for
20 freight, small package delivery, and other forms of cargo.

21 (b) State contracts for the procurement of freight, small
22 package delivery, and other cargo shipping and transportation

1 services shall require providers to report, using generally
2 accepted reporting protocols adopted by the Agency for that
3 purpose:

4 (1) the amount of energy the service provider consumed
5 to provide those services to the State and the amount of
6 associated greenhouse gas emissions, including energy use
7 and greenhouse gases emitted as a result of the provider's
8 use of electricity in its facilities;

9 (2) the energy use and greenhouse gas emissions by the
10 service provider's subcontractors in the performance of
11 those services.

12 (c) The State's solicitation for the procurement of
13 freight, small package delivery, and other cargo shipping and
14 transportation services shall be subject to the Illinois
15 Procurement Code and shall:

16 (1) specify how the bidder will report its energy use
17 and associated greenhouse gas emissions under the
18 contract; and

19 (2) call for bidders to disclose in their responses to
20 the solicitation:

21 (A) measures they use to reduce vehicle engine
22 idling;

23 (B) their use of multi-modal transportation, such
24 as rail, trucks, or air transport, and how the use of
25 those types of transportation is anticipated to reduce
26 costs for the State;

1 (C) the extent of their use of (i) cleaner, less
2 expensive fuels as an alternative to petroleum or (ii)
3 more efficient vehicle propulsion systems;

4 (D) the level of transparency of the provider's
5 reporting under subsection (b), and what independent
6 verification and assurance measures exist for this
7 reporting;

8 (E) their use of speed governors on heavy trucks;

9 (F) their use of recyclable packaging;

10 (G) measures of their network efficiency,
11 including the in-vehicle use of telematics or other
12 related technologies that provide for improved vehicle
13 and network optimization and efficiencies;

14 (H) their energy intensity per unit of output
15 delivered;

16 (I) how they will advance the environmental goals
17 of the State; and

18 (J) opportunities to effectively neutralize the
19 greenhouse gas emissions reported under subsection
20 (b).

21 (d) In selecting providers for such services, the State, as
22 part of a best value analysis of the responses to the State's
23 solicitation:

24 (1) shall give appropriate weight to the disclosures in
25 subdivision (c) (2) of this Section;

26 (2) shall give appropriate weight to the price and

1 quality of the services being offered; and

2 (3) may accept from the service provider an optional
3 offer at a reasonable cost of carbon neutral shipping in
4 which the provider calculates the direct and indirect
5 greenhouse gas emissions of the provider that are specified
6 under subsection (b) above, and obtains independently
7 verified carbon credits to offset those emissions and then
8 retires the carbon credits.

9 (e) The Chief Procurement Officer identified under item (5)
10 of Section 1-15.15 of the Illinois Procurement Code shall adopt
11 rules to encourage all State agencies to use the least costly
12 level of service or mode of transport (while distinguishing
13 between express or air versus ground delivery) that can achieve
14 on-time delivery for the product being transported and
15 delivered.

16 Section 90. The Illinois Procurement Code is amended by
17 adding Section 20-165 as follows:

18 (30 ILCS 500/20-165 new)

19 Sec. 20-165. Compliance with Transportation Sustainability
20 Procurement Program Act. When procuring freight, small package
21 delivery, and other forms of cargo shipping and transportation
22 services, appropriate weight shall be given to the requirements
23 of the Transportation Sustainability Procurement Program Act.

24 Section 99. Effective date. This Act takes effect upon

1 becoming law.