

SB3224



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3224

Introduced 2/11/2014, by Sen. Toi W. Hutchinson

SYNOPSIS AS INTRODUCED:

15 ILCS 405/23.9

Amends the State Comptroller Act. Exempts contracts administered for statewide orders placed by agencies (commonly referred to as "statewide master contracts") from a Minority Contractor Opportunity Initiative fee. Effective immediately.

LRB098 19559 OMW 54748 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The State Comptroller Act is amended by changing
5 Section 23.9 as follows:

6 (15 ILCS 405/23.9)

7 Sec. 23.9. Minority Contractor Opportunity Initiative. The
8 State Comptroller Minority Contractor Opportunity Initiative
9 is created to provide greater opportunities for minority-owned
10 businesses, female-owned businesses, businesses owned by
11 persons with disabilities, and small businesses with 20 or
12 fewer employees in this State to participate in the State
13 procurement process. The initiative shall be administered by
14 the Comptroller. Under this initiative, the Comptroller is
15 responsible for the following: (i) outreach to minority-owned
16 businesses, female-owned businesses, businesses owned by
17 persons with disabilities, and small businesses capable of
18 providing services to the State; (ii) education of
19 minority-owned businesses, female-owned businesses, businesses
20 owned by persons with disabilities, and small businesses
21 concerning State contracting and procurement; (iii)
22 notification of minority-owned businesses, female-owned
23 businesses, businesses owned by persons with disabilities, and

1 small businesses of State contracting opportunities; and (iv)
2 maintenance of an online database of State contracts that
3 identifies the contracts awarded to minority-owned businesses,
4 female-owned businesses, businesses owned by persons with
5 disabilities, and small businesses that includes the total
6 amount paid by State agencies to contractors and the percentage
7 paid to minority-owned businesses, female-owned businesses,
8 businesses owned by persons with disabilities, and small
9 businesses.

10 The Comptroller shall work with the Business Enterprise
11 Council created under Section 5 of the Business Enterprise for
12 Minorities, Females, and Persons with Disabilities Act to
13 fulfill the Comptroller's responsibilities under this Section.
14 The Comptroller may rely on the Business Enterprise Council's
15 identification of minority-owned businesses, female-owned
16 businesses, and businesses owned by persons with disabilities.

17 The Comptroller shall annually prepare and submit a report
18 to the Governor and the General Assembly concerning the
19 progress of this initiative including the following
20 information for the preceding calendar year: (i) a statement of
21 the total amounts paid by each executive branch agency to
22 contractors since the previous report; (ii) the percentage of
23 the amounts that were paid to minority-owned businesses,
24 female-owned businesses, businesses owned by persons with
25 disabilities, and small businesses; (iii) the successes
26 achieved and the challenges faced by the Comptroller in

1 operating outreach programs for minorities, women, persons
2 with disabilities, and small businesses; (iv) the challenges
3 each executive branch agency may face in hiring qualified
4 minority, female, disabled, and small business employees and
5 contracting with qualified minority-owned businesses,
6 female-owned businesses, businesses owned by persons with
7 disabilities, and small businesses; and (iv) any other
8 information, findings, conclusions, and recommendations for
9 legislative or agency action, as the Comptroller deems
10 appropriate.

11 On and after the effective date of this amendatory Act of
12 the 97th General Assembly, any bidder or offeror awarded a
13 contract of \$1,000 or more under Section 20-10, 20-15, 20-25,
14 or 20-30 of the Illinois Procurement Code is required to pay a
15 fee of \$15 to cover expenses related to the administration of
16 this Section. The Comptroller shall deduct the fee from the
17 first check issued to the vendor under the contract and deposit
18 the fee into the Comptroller's Administrative Fund. Contracts
19 administered for statewide orders placed by agencies (commonly
20 referred to as "statewide master contracts") are exempt from
21 this fee.

22 (Source: P.A. 97-590, eff. 8-26-11.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.