



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4651

Introduced 2/3/2026, by Rep. Dagmara Avelar

SYNOPSIS AS INTRODUCED:

30 ILCS 500/1-10
30 ILCS 500/1-15.15
30 ILCS 500/1-15.72 new
30 ILCS 500/10-20
30 ILCS 525/2

from Ch. 85, par. 1602

Amends the Illinois Procurement Code. Provides that the Code does not apply to contracts arising from a grant award if the contract is with a partner whose specific experience and expertise was used as a condition of securing the grant and followed the selection provisions outlined in the grant application. Provides that the chief procurement officer appointed by the Secretary of Transportation is the chief procurement officer for procurements related to construction support and the purchase of rolling stock under the jurisdiction of the Department of Transportation. Amends the Governmental Joint Purchasing Act. Provides for the use of joint purchasing for contracts procured by agencies of other states.

LRB104 19987 HLH 33438 b

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 Sections 1-10, 1-15.15, and 10-20 and by adding
6 Section 1-15.72 as follows:

7 (30 ILCS 500/1-10)

8 (Text of Section before amendment by P.A. 104-458)

9 Sec. 1-10. Application.

10 (a) This Code applies only to procurements for which
11 bidders, offerors, potential contractors, or contractors were
12 first solicited on or after July 1, 1998. This Code shall not
13 be construed to affect or impair any contract, or any
14 provision of a contract, entered into based on a solicitation
15 prior to the implementation date of this Code as described in
16 Article 99, including, but not limited to, any covenant
17 entered into with respect to any revenue bonds or similar
18 instruments. All procurements for which contracts are
19 solicited between the effective date of Articles 50 and 99 and
20 July 1, 1998 shall be substantially in accordance with this
21 Code and its intent.

22 (b) This Code shall apply regardless of the source of the
23 funds with which the contracts are paid, including federal

1 assistance moneys. This Code shall not apply to:

2 (1) Contracts between the State and its political
3 subdivisions or other governments, or between State
4 governmental bodies, except as specifically provided in
5 this Code.

6 (2) Grants, except for the filing requirements of
7 Section 20-80.

8 (2.5) Contracts arising from a grant award if the
9 contract is with a partner whose specific experience and
10 expertise was used as a condition of securing the grant
11 and followed the selection provisions outlined in the
12 grant application.

13 (3) Purchase of care, except as provided in Section
14 5-30.6 of the Illinois Public Aid Code and this Section.

15 (4) Hiring of an individual as an employee and not as
16 an independent contractor, whether pursuant to an
17 employment code or policy or by contract directly with
18 that individual.

19 (5) Collective bargaining contracts.

20 (6) Purchase of real estate, except that notice of
21 this type of contract with a value of more than \$25,000
22 must be published in the Procurement Bulletin within 10
23 calendar days after the deed is recorded in the county of
24 jurisdiction. The notice shall identify the real estate
25 purchased, the names of all parties to the contract, the
26 value of the contract, and the effective date of the

1 contract.

2 (7) Contracts necessary to prepare for anticipated
3 litigation, enforcement actions, or investigations,
4 provided that the chief legal counsel to the Governor
5 shall give his or her prior approval when the procuring
6 agency is one subject to the jurisdiction of the Governor,
7 and provided that the chief legal counsel of any other
8 procuring entity subject to this Code shall give his or
9 her prior approval when the procuring entity is not one
10 subject to the jurisdiction of the Governor.

11 (8) (Blank).

12 (9) Procurement expenditures by the Illinois
13 Conservation Foundation when only private funds are used.

14 (10) (Blank).

15 (11) Public-private agreements entered into according
16 to the procurement requirements of Section 20 of the
17 Public-Private Partnerships for Transportation Act and
18 design-build agreements entered into according to the
19 procurement requirements of Section 25 of the
20 Public-Private Partnerships for Transportation Act.

21 (12) (A) Contracts for legal, financial, and other
22 professional and artistic services entered into by the
23 Illinois Finance Authority in which the State of Illinois
24 is not obligated. Such contracts shall be awarded through
25 a competitive process authorized by the members of the
26 Illinois Finance Authority and are subject to Sections

1 5-30, 20-160, 50-13, 50-20, 50-35, and 50-37 of this Code,
2 as well as the final approval by the members of the
3 Illinois Finance Authority of the terms of the contract.

4 (B) Contracts for legal and financial services entered
5 into by the Illinois Housing Development Authority in
6 connection with the issuance of bonds in which the State
7 of Illinois is not obligated. Such contracts shall be
8 awarded through a competitive process authorized by the
9 members of the Illinois Housing Development Authority and
10 are subject to Sections 5-30, 20-160, 50-13, 50-20, 50-35,
11 and 50-37 of this Code, as well as the final approval by
12 the members of the Illinois Housing Development Authority
13 of the terms of the contract.

14 (13) Contracts for services, commodities, and
15 equipment to support the delivery of timely forensic
16 science services in consultation with and subject to the
17 approval of the Chief Procurement Officer as provided in
18 subsection (d) of Section 5-4-3a of the Unified Code of
19 Corrections, except for the requirements of Sections
20 20-60, 20-65, 20-70, and 20-160 and Article 50 of this
21 Code; however, the Chief Procurement Officer may, in
22 writing with justification, waive any certification
23 required under Article 50 of this Code. For any contracts
24 for services which are currently provided by members of a
25 collective bargaining agreement, the applicable terms of
26 the collective bargaining agreement concerning

1 subcontracting shall be followed.

2 On and after January 1, 2019, this paragraph (13),
3 except for this sentence, is inoperative.

4 (14) Contracts for participation expenditures required
5 by a domestic or international trade show or exhibition of
6 an exhibitor, member, or sponsor.

7 (15) Contracts with a railroad or utility that
8 requires the State to reimburse the railroad or utilities
9 for the relocation of utilities for construction or other
10 public purpose. Contracts included within this paragraph
11 (15) shall include, but not be limited to, those
12 associated with: relocations, crossings, installations,
13 and maintenance. For the purposes of this paragraph (15),
14 "railroad" means any form of non-highway ground
15 transportation that runs on rails or electromagnetic
16 guideways and "utility" means: (1) public utilities as
17 defined in Section 3-105 of the Public Utilities Act, (2)
18 telecommunications carriers as defined in Section 13-202
19 of the Public Utilities Act, (3) electric cooperatives as
20 defined in Section 3.4 of the Electric Supplier Act, (4)
21 telephone or telecommunications cooperatives as defined in
22 Section 13-212 of the Public Utilities Act, (5) rural
23 water or wastewater ~~waste-water~~ systems with 10,000
24 connections or less, (6) a holder as defined in Section
25 21-201 of the Public Utilities Act, and (7) municipalities
26 owning or operating utility systems consisting of public

1 utilities as that term is defined in Section 11-117-2 of
2 the Illinois Municipal Code.

3 (16) Procurement expenditures necessary for the
4 Department of Public Health to provide the delivery of
5 timely newborn screening services in accordance with the
6 Newborn Metabolic Screening Act.

7 (17) Procurement expenditures necessary for the
8 Department of Agriculture, the Department of Financial and
9 Professional Regulation, the Department of Human Services,
10 and the Department of Public Health to implement the
11 Compassionate Use of Medical Cannabis Program and Opioid
12 Alternative Pilot Program requirements and ensure access
13 to medical cannabis for patients with debilitating medical
14 conditions in accordance with the Compassionate Use of
15 Medical Cannabis Program Act.

16 (18) This Code does not apply to any procurements
17 necessary for the Department of Agriculture, the
18 Department of Financial and Professional Regulation, the
19 Department of Human Services, the Department of Commerce
20 and Economic Opportunity, and the Department of Public
21 Health to implement the Cannabis Regulation and Tax Act if
22 the applicable agency has made a good faith determination
23 that it is necessary and appropriate for the expenditure
24 to fall within this exemption and if the process is
25 conducted in a manner substantially in accordance with the
26 requirements of Sections 20-160, 25-60, 30-22, 50-5,

1 50-10, 50-10.5, 50-12, 50-13, 50-15, 50-20, 50-21, 50-35,
2 50-36, 50-37, 50-38, and 50-50 of this Code; however, for
3 Section 50-35, compliance applies only to contracts or
4 subcontracts over \$100,000. Notice of each contract
5 entered into under this paragraph (18) that is related to
6 the procurement of goods and services identified in
7 paragraph (1) through (9) of this subsection shall be
8 published in the Procurement Bulletin within 14 calendar
9 days after contract execution. The Chief Procurement
10 Officer shall prescribe the form and content of the
11 notice. Each agency shall provide the Chief Procurement
12 Officer, on a monthly basis, in the form and content
13 prescribed by the Chief Procurement Officer, a report of
14 contracts that are related to the procurement of goods and
15 services identified in this subsection. At a minimum, this
16 report shall include the name of the contractor, a
17 description of the supply or service provided, the total
18 amount of the contract, the term of the contract, and the
19 exception to this Code utilized. A copy of any or all of
20 these contracts shall be made available to the Chief
21 Procurement Officer immediately upon request. The Chief
22 Procurement Officer shall submit a report to the Governor
23 and General Assembly no later than November 1 of each year
24 that includes, at a minimum, an annual summary of the
25 monthly information reported to the Chief Procurement
26 Officer. This exemption becomes inoperative 5 years after

1 June 25, 2019 (the effective date of Public Act 101-27).

2 (19) Acquisition of modifications or adjustments,
3 limited to assistive technology devices and assistive
4 technology services, adaptive equipment, repairs, and
5 replacement parts to provide reasonable accommodations (i)
6 that enable a qualified applicant with a disability to
7 complete the job application process and be considered for
8 the position such qualified applicant desires, (ii) that
9 modify or adjust the work environment to enable a
10 qualified current employee with a disability to perform
11 the essential functions of the position held by that
12 employee, (iii) to enable a qualified current employee
13 with a disability to enjoy equal benefits and privileges
14 of employment as are enjoyed by other similarly situated
15 employees without disabilities, and (iv) that allow a
16 customer, client, claimant, or member of the public
17 seeking State services full use and enjoyment of and
18 access to its programs, services, or benefits.

19 For purposes of this paragraph (19):

20 "Assistive technology devices" means any item, piece
21 of equipment, or product system, whether acquired
22 commercially off the shelf, modified, or customized, that
23 is used to increase, maintain, or improve functional
24 capabilities of individuals with disabilities.

25 "Assistive technology services" means any service that
26 directly assists an individual with a disability in

1 selection, acquisition, or use of an assistive technology
2 device.

3 "Qualified" has the same meaning and use as provided
4 under the federal Americans with Disabilities Act when
5 describing an individual with a disability.

6 (20) Procurement expenditures necessary for the
7 Illinois Commerce Commission to hire third-party
8 facilitators pursuant to Sections 16-105.17 and 16-108.18
9 of the Public Utilities Act or an ombudsman pursuant to
10 Section 16-107.5 of the Public Utilities Act, a
11 facilitator pursuant to Section 16-105.17 of the Public
12 Utilities Act, or a grid auditor pursuant to Section
13 16-105.10 of the Public Utilities Act.

14 (21) Procurement expenditures for the purchase,
15 renewal, and expansion of software, software licenses, or
16 software maintenance agreements that support the efforts
17 of the Illinois State Police to enforce, regulate, and
18 administer the Firearm Owners Identification Card Act, the
19 Firearm Concealed Carry Act, the Firearms Restraining
20 Order Act, the Firearm Dealer License Certification Act,
21 the Law Enforcement Agencies Data System (LEADS), the
22 Uniform Crime Reporting Act, the Criminal Identification
23 Act, the Illinois Uniform Conviction Information Act, and
24 the Gun Trafficking Information Act, or establish or
25 maintain record management systems necessary to conduct
26 human trafficking investigations or gun trafficking or

1 other stolen firearm investigations. This paragraph (21)
2 applies to contracts entered into on or after January 10,
3 2023 (the effective date of Public Act 102-1116) and the
4 renewal of contracts that are in effect on January 10,
5 2023 (the effective date of Public Act 102-1116).

6 (22) Contracts for project management services and
7 system integration services required for the completion of
8 the State's enterprise resource planning project. This
9 exemption becomes inoperative 5 years after June 7, 2023
10 (the effective date of the changes made to this Section by
11 Public Act 103-8). This paragraph (22) applies to
12 contracts entered into on or after June 7, 2023 (the
13 effective date of the changes made to this Section by
14 Public Act 103-8) and the renewal of contracts that are in
15 effect on June 7, 2023 (the effective date of the changes
16 made to this Section by Public Act 103-8).

17 (23) Procurements necessary for the Department of
18 Insurance to implement the Illinois Health Benefits
19 Exchange Law if the Department of Insurance has made a
20 good faith determination that it is necessary and
21 appropriate for the expenditure to fall within this
22 exemption. The procurement process shall be conducted in a
23 manner substantially in accordance with the requirements
24 of Sections 20-160 and 25-60 and Article 50 of this Code. A
25 copy of these contracts shall be made available to the
26 Chief Procurement Officer immediately upon request. This

1 paragraph is inoperative 5 years after June 27, 2023 (the
2 effective date of Public Act 103-103).

3 (24) Contracts for public education programming,
4 noncommercial sustaining announcements, public service
5 announcements, and public awareness and education
6 messaging with the nonprofit trade associations of the
7 providers of those services that inform the public on
8 immediate and ongoing health and safety risks and hazards.

9 (25) Procurements necessary for the Department of
10 Early Childhood to implement the Department of Early
11 Childhood Act if the Department has made a good faith
12 determination that it is necessary and appropriate for the
13 expenditure to fall within this exemption. This exemption
14 shall only be used for products and services procured
15 solely for use by the Department of Early Childhood. The
16 procurements may include those necessary to design and
17 build integrated, operational systems of programs and
18 services. The procurements may include, but are not
19 limited to, those necessary to align and update program
20 standards, integrate funding systems, design and establish
21 data and reporting systems, align and update models for
22 technical assistance and professional development, design
23 systems to manage grants and ensure compliance, design and
24 implement management and operational structures, and
25 establish new means of engaging with families, educators,
26 providers, and stakeholders. The procurement processes

1 shall be conducted in a manner substantially in accordance
2 with the requirements of Article 50 (ethics) and Sections
3 5-5 (Procurement Policy Board), 5-7 (Commission on Equity
4 and Inclusion), 20-80 (contract files), 20-120
5 (subcontractors), 20-155 (paperwork), 20-160
6 (ethics/campaign contribution prohibitions), 25-60
7 (prevailing wage), and 25-90 (prohibited and authorized
8 cybersecurity) of this Code. Beginning January 1, 2025,
9 the Department of Early Childhood shall provide a
10 quarterly report to the General Assembly detailing a list
11 of expenditures and contracts for which the Department
12 uses this exemption. This paragraph is inoperative on and
13 after July 1, 2027.

14 (26) Procurements that are necessary for increasing
15 the recruitment and retention of State employees,
16 particularly minority candidates for employment,
17 including:

18 (A) procurements related to registration fees for
19 job fairs and other outreach and recruitment events;

20 (B) production of recruitment materials; and

21 (C) other services related to recruitment and
22 retention of State employees.

23 The exemption under this paragraph (26) applies only
24 if the State agency has made a good faith determination
25 that it is necessary and appropriate for the expenditure
26 to fall within this paragraph (26). The procurement

1 process under this paragraph (26) shall be conducted in a
2 manner substantially in accordance with the requirements
3 of Sections 20-160 and 25-60 and Article 50 of this Code. A
4 copy of these contracts shall be made available to the
5 Chief Procurement Officer immediately upon request.
6 Nothing in this paragraph (26) authorizes the replacement
7 or diminishment of State responsibilities in hiring or the
8 positions that effectuate that hiring. This paragraph (26)
9 is inoperative on and after June 30, 2029.

10 (27) Procurements necessary for the Department of
11 Healthcare and Family Services to implement changes to the
12 State's Integrated Eligibility System to ensure the
13 system's compliance with federal implementation mandates
14 and deadlines, if the Department of Healthcare and Family
15 Services has made a good faith determination that it is
16 necessary and appropriate for the procurement to fall
17 within this exemption.

18 Notwithstanding any other provision of law, for contracts
19 with an annual value of more than \$100,000 entered into on or
20 after October 1, 2017 under an exemption provided in any
21 paragraph of this subsection (b), except paragraph (1), (2),
22 or (5), each State agency shall post to the appropriate
23 procurement bulletin the name of the contractor, a description
24 of the supply or service provided, the total amount of the
25 contract, the term of the contract, and the exception to the
26 Code utilized. The chief procurement officer shall submit a

1 report to the Governor and General Assembly no later than
2 November 1 of each year that shall include, at a minimum, an
3 annual summary of the monthly information reported to the
4 chief procurement officer.

5 (c) This Code does not apply to the electric power
6 procurement process provided for under Section 1-75 of the
7 Illinois Power Agency Act and Section 16-111.5 of the Public
8 Utilities Act. This Code does not apply to the procurement of
9 technical and policy experts pursuant to Section 1-129 of the
10 Illinois Power Agency Act.

11 (d) Except for Section 20-160 and Article 50 of this Code,
12 and as expressly required by Section 9.1 of the Illinois
13 Lottery Law, the provisions of this Code do not apply to the
14 procurement process provided for under Section 9.1 of the
15 Illinois Lottery Law.

16 (e) This Code does not apply to the process used by the
17 Capital Development Board to retain a person or entity to
18 assist the Capital Development Board with its duties related
19 to the determination of costs of a clean coal SNG brownfield
20 facility, as defined by Section 1-10 of the Illinois Power
21 Agency Act, as required in subsection (h-3) of Section 9-220
22 of the Public Utilities Act, including calculating the range
23 of capital costs, the range of operating and maintenance
24 costs, or the sequestration costs or monitoring the
25 construction of clean coal SNG brownfield facility for the
26 full duration of construction.

1 (f) (Blank).

2 (g) (Blank).

3 (h) This Code does not apply to the process to procure or
4 contracts entered into in accordance with Sections 11-5.2 and
5 11-5.3 of the Illinois Public Aid Code.

6 (i) Each chief procurement officer may access records
7 necessary to review whether a contract, purchase, or other
8 expenditure is or is not subject to the provisions of this
9 Code, unless such records would be subject to attorney-client
10 privilege.

11 (j) This Code does not apply to the process used by the
12 Capital Development Board to retain an artist or work or works
13 of art as required in Section 14 of the Capital Development
14 Board Act.

15 (k) This Code does not apply to the process to procure
16 contracts, or contracts entered into, by the State Board of
17 Elections or the State Electoral Board for hearing officers
18 appointed pursuant to the Election Code.

19 (l) This Code does not apply to the processes used by the
20 Illinois Student Assistance Commission to procure supplies and
21 services paid for from the private funds of the Illinois
22 Prepaid Tuition Fund. As used in this subsection (l), "private
23 funds" means funds derived from deposits paid into the
24 Illinois Prepaid Tuition Trust Fund and the earnings thereon.

25 (m) This Code shall apply regardless of the source of
26 funds with which contracts are paid, including federal

1 assistance moneys. Except as specifically provided in this
2 Code, this Code shall not apply to procurement expenditures
3 necessary for the Department of Public Health to conduct the
4 Healthy Illinois Survey in accordance with Section 2310-431 of
5 the Department of Public Health Powers and Duties Law of the
6 Civil Administrative Code of Illinois.

7 (Source: P.A. 103-8, eff. 6-7-23; 103-103, eff. 6-27-23;
8 103-570, eff. 1-1-24; 103-580, eff. 12-8-23; 103-594, eff.
9 6-25-24; 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2,
10 eff. 6-16-25; 104-417, eff. 8-15-25)

11 (Text of Section after amendment by P.A. 104-458)

12 Sec. 1-10. Application.

13 (a) This Code applies only to procurements for which
14 bidders, offerors, potential contractors, or contractors were
15 first solicited on or after July 1, 1998. This Code shall not
16 be construed to affect or impair any contract, or any
17 provision of a contract, entered into based on a solicitation
18 prior to the implementation date of this Code as described in
19 Article 99, including, but not limited to, any covenant
20 entered into with respect to any revenue bonds or similar
21 instruments. All procurements for which contracts are
22 solicited between the effective date of Articles 50 and 99 and
23 July 1, 1998 shall be substantially in accordance with this
24 Code and its intent.

25 (b) This Code shall apply regardless of the source of the

1 funds with which the contracts are paid, including federal
2 assistance moneys. This Code shall not apply to:

3 (1) Contracts between the State and its political
4 subdivisions or other governments, or between State
5 governmental bodies, except as specifically provided in
6 this Code.

7 (2) Grants, except for the filing requirements of
8 Section 20-80.

9 (2.5) Contracts arising from a grant award if the
10 contract is with a partner whose specific experience and
11 expertise was used as a condition of securing the grant
12 and followed the selection provisions outlined in the
13 grant application.

14 (3) Purchase of care, except as provided in Section
15 5-30.6 of the Illinois Public Aid Code and this Section.

16 (4) Hiring of an individual as an employee and not as
17 an independent contractor, whether pursuant to an
18 employment code or policy or by contract directly with
19 that individual.

20 (5) Collective bargaining contracts.

21 (6) Purchase of real estate, except that notice of
22 this type of contract with a value of more than \$25,000
23 must be published in the Procurement Bulletin within 10
24 calendar days after the deed is recorded in the county of
25 jurisdiction. The notice shall identify the real estate
26 purchased, the names of all parties to the contract, the

1 value of the contract, and the effective date of the
2 contract.

3 (7) Contracts necessary to prepare for anticipated
4 litigation, enforcement actions, or investigations,
5 provided that the chief legal counsel to the Governor
6 shall give his or her prior approval when the procuring
7 agency is one subject to the jurisdiction of the Governor,
8 and provided that the chief legal counsel of any other
9 procuring entity subject to this Code shall give his or
10 her prior approval when the procuring entity is not one
11 subject to the jurisdiction of the Governor.

12 (8) (Blank).

13 (9) Procurement expenditures by the Illinois
14 Conservation Foundation when only private funds are used.

15 (10) (Blank).

16 (11) Public-private agreements entered into according
17 to the procurement requirements of Section 20 of the
18 Public-Private Partnerships for Transportation Act and
19 design-build agreements entered into according to the
20 procurement requirements of Section 25 of the
21 Public-Private Partnerships for Transportation Act.

22 (12) (A) Contracts for legal, financial, and other
23 professional and artistic services entered into by the
24 Illinois Finance Authority in which the State of Illinois
25 is not obligated. Such contracts shall be awarded through
26 a competitive process authorized by the members of the

1 Illinois Finance Authority and are subject to Sections
2 5-30, 20-160, 50-13, 50-20, 50-35, and 50-37 of this Code,
3 as well as the final approval by the members of the
4 Illinois Finance Authority of the terms of the contract.

5 (B) Contracts for legal and financial services entered
6 into by the Illinois Housing Development Authority in
7 connection with the issuance of bonds in which the State
8 of Illinois is not obligated. Such contracts shall be
9 awarded through a competitive process authorized by the
10 members of the Illinois Housing Development Authority and
11 are subject to Sections 5-30, 20-160, 50-13, 50-20, 50-35,
12 and 50-37 of this Code, as well as the final approval by
13 the members of the Illinois Housing Development Authority
14 of the terms of the contract.

15 (13) Contracts for services, commodities, and
16 equipment to support the delivery of timely forensic
17 science services in consultation with and subject to the
18 approval of the Chief Procurement Officer as provided in
19 subsection (d) of Section 5-4-3a of the Unified Code of
20 Corrections, except for the requirements of Sections
21 20-60, 20-65, 20-70, and 20-160 and Article 50 of this
22 Code; however, the Chief Procurement Officer may, in
23 writing with justification, waive any certification
24 required under Article 50 of this Code. For any contracts
25 for services which are currently provided by members of a
26 collective bargaining agreement, the applicable terms of

1 the collective bargaining agreement concerning
2 subcontracting shall be followed.

3 On and after January 1, 2019, this paragraph (13),
4 except for this sentence, is inoperative.

5 (14) Contracts for participation expenditures required
6 by a domestic or international trade show or exhibition of
7 an exhibitor, member, or sponsor.

8 (15) Contracts with a railroad or utility that
9 requires the State to reimburse the railroad or utilities
10 for the relocation of utilities for construction or other
11 public purpose. Contracts included within this paragraph
12 (15) shall include, but not be limited to, those
13 associated with: relocations, crossings, installations,
14 and maintenance. For the purposes of this paragraph (15),
15 "railroad" means any form of non-highway ground
16 transportation that runs on rails or electromagnetic
17 guideways and "utility" means: (1) public utilities as
18 defined in Section 3-105 of the Public Utilities Act, (2)
19 telecommunications carriers as defined in Section 13-202
20 of the Public Utilities Act, (3) electric cooperatives as
21 defined in Section 3.4 of the Electric Supplier Act, (4)
22 telephone or telecommunications cooperatives as defined in
23 Section 13-212 of the Public Utilities Act, (5) rural
24 water or wastewater ~~waste-water~~ systems with 10,000
25 connections or less, (6) a holder as defined in Section
26 21-201 of the Public Utilities Act, and (7) municipalities

1 owning or operating utility systems consisting of public
2 utilities as that term is defined in Section 11-117-2 of
3 the Illinois Municipal Code.

4 (16) Procurement expenditures necessary for the
5 Department of Public Health to provide the delivery of
6 timely newborn screening services in accordance with the
7 Newborn Metabolic Screening Act.

8 (17) Procurement expenditures necessary for the
9 Department of Agriculture, the Department of Financial and
10 Professional Regulation, the Department of Human Services,
11 and the Department of Public Health to implement the
12 Compassionate Use of Medical Cannabis Program and Opioid
13 Alternative Pilot Program requirements and ensure access
14 to medical cannabis for patients with debilitating medical
15 conditions in accordance with the Compassionate Use of
16 Medical Cannabis Program Act.

17 (18) This Code does not apply to any procurements
18 necessary for the Department of Agriculture, the
19 Department of Financial and Professional Regulation, the
20 Department of Human Services, the Department of Commerce
21 and Economic Opportunity, and the Department of Public
22 Health to implement the Cannabis Regulation and Tax Act if
23 the applicable agency has made a good faith determination
24 that it is necessary and appropriate for the expenditure
25 to fall within this exemption and if the process is
26 conducted in a manner substantially in accordance with the

1 requirements of Sections 20-160, 25-60, 30-22, 50-5,
2 50-10, 50-10.5, 50-12, 50-13, 50-15, 50-20, 50-21, 50-35,
3 50-36, 50-37, 50-38, and 50-50 of this Code; however, for
4 Section 50-35, compliance applies only to contracts or
5 subcontracts over \$100,000. Notice of each contract
6 entered into under this paragraph (18) that is related to
7 the procurement of goods and services identified in
8 paragraph (1) through (9) of this subsection shall be
9 published in the Procurement Bulletin within 14 calendar
10 days after contract execution. The Chief Procurement
11 Officer shall prescribe the form and content of the
12 notice. Each agency shall provide the Chief Procurement
13 Officer, on a monthly basis, in the form and content
14 prescribed by the Chief Procurement Officer, a report of
15 contracts that are related to the procurement of goods and
16 services identified in this subsection. At a minimum, this
17 report shall include the name of the contractor, a
18 description of the supply or service provided, the total
19 amount of the contract, the term of the contract, and the
20 exception to this Code utilized. A copy of any or all of
21 these contracts shall be made available to the Chief
22 Procurement Officer immediately upon request. The Chief
23 Procurement Officer shall submit a report to the Governor
24 and General Assembly no later than November 1 of each year
25 that includes, at a minimum, an annual summary of the
26 monthly information reported to the Chief Procurement

1 Officer. This exemption becomes inoperative 5 years after
2 June 25, 2019 (the effective date of Public Act 101-27).

3 (19) Acquisition of modifications or adjustments,
4 limited to assistive technology devices and assistive
5 technology services, adaptive equipment, repairs, and
6 replacement parts to provide reasonable accommodations (i)
7 that enable a qualified applicant with a disability to
8 complete the job application process and be considered for
9 the position such qualified applicant desires, (ii) that
10 modify or adjust the work environment to enable a
11 qualified current employee with a disability to perform
12 the essential functions of the position held by that
13 employee, (iii) to enable a qualified current employee
14 with a disability to enjoy equal benefits and privileges
15 of employment as are enjoyed by other similarly situated
16 employees without disabilities, and (iv) that allow a
17 customer, client, claimant, or member of the public
18 seeking State services full use and enjoyment of and
19 access to its programs, services, or benefits.

20 For purposes of this paragraph (19):

21 "Assistive technology devices" means any item, piece
22 of equipment, or product system, whether acquired
23 commercially off the shelf, modified, or customized, that
24 is used to increase, maintain, or improve functional
25 capabilities of individuals with disabilities.

26 "Assistive technology services" means any service that

1 directly assists an individual with a disability in
2 selection, acquisition, or use of an assistive technology
3 device.

4 "Qualified" has the same meaning and use as provided
5 under the federal Americans with Disabilities Act when
6 describing an individual with a disability.

7 (20) Procurement expenditures necessary for the
8 Illinois Commerce Commission to hire third-party
9 facilitators pursuant to Sections 16-105.17 and 16-108.18
10 of the Public Utilities Act or an ombudsman pursuant to
11 Section 16-107.5 of the Public Utilities Act, a
12 facilitator pursuant to Section 16-105.17 of the Public
13 Utilities Act, a grid auditor pursuant to Section
14 16-105.10 of the Public Utilities Act, a facilitator,
15 expert, or consultant pursuant to Sections 16-126.2 and
16 16-202 of the Public Utilities Act, a procurement monitor
17 pursuant to Section 16-111.5 of the Public Utilities Act,
18 an ombudsperson pursuant to Section 20-145 of the Public
19 Utilities Act, or consultants and experts pursuant to
20 Section 5-15 of the Utility Data Access Act.

21 (21) Procurement expenditures for the purchase,
22 renewal, and expansion of software, software licenses, or
23 software maintenance agreements that support the efforts
24 of the Illinois State Police to enforce, regulate, and
25 administer the Firearm Owners Identification Card Act, the
26 Firearm Concealed Carry Act, the Firearms Restraining

1 Order Act, the Firearm Dealer License Certification Act,
2 the Law Enforcement Agencies Data System (LEADS), the
3 Uniform Crime Reporting Act, the Criminal Identification
4 Act, the Illinois Uniform Conviction Information Act, and
5 the Gun Trafficking Information Act, or establish or
6 maintain record management systems necessary to conduct
7 human trafficking investigations or gun trafficking or
8 other stolen firearm investigations. This paragraph (21)
9 applies to contracts entered into on or after January 10,
10 2023 (the effective date of Public Act 102-1116) and the
11 renewal of contracts that are in effect on January 10,
12 2023 (the effective date of Public Act 102-1116).

13 (22) Contracts for project management services and
14 system integration services required for the completion of
15 the State's enterprise resource planning project. This
16 exemption becomes inoperative 5 years after June 7, 2023
17 (the effective date of the changes made to this Section by
18 Public Act 103-8). This paragraph (22) applies to
19 contracts entered into on or after June 7, 2023 (the
20 effective date of the changes made to this Section by
21 Public Act 103-8) and the renewal of contracts that are in
22 effect on June 7, 2023 (the effective date of the changes
23 made to this Section by Public Act 103-8).

24 (23) Procurements necessary for the Department of
25 Insurance to implement the Illinois Health Benefits
26 Exchange Law if the Department of Insurance has made a

1 good faith determination that it is necessary and
2 appropriate for the expenditure to fall within this
3 exemption. The procurement process shall be conducted in a
4 manner substantially in accordance with the requirements
5 of Sections 20-160 and 25-60 and Article 50 of this Code. A
6 copy of these contracts shall be made available to the
7 Chief Procurement Officer immediately upon request. This
8 paragraph is inoperative 5 years after June 27, 2023 (the
9 effective date of Public Act 103-103).

10 (24) Contracts for public education programming,
11 noncommercial sustaining announcements, public service
12 announcements, and public awareness and education
13 messaging with the nonprofit trade associations of the
14 providers of those services that inform the public on
15 immediate and ongoing health and safety risks and hazards.

16 (25) Procurements necessary for the Department of
17 Early Childhood to implement the Department of Early
18 Childhood Act if the Department has made a good faith
19 determination that it is necessary and appropriate for the
20 expenditure to fall within this exemption. This exemption
21 shall only be used for products and services procured
22 solely for use by the Department of Early Childhood. The
23 procurements may include those necessary to design and
24 build integrated, operational systems of programs and
25 services. The procurements may include, but are not
26 limited to, those necessary to align and update program

1 standards, integrate funding systems, design and establish
2 data and reporting systems, align and update models for
3 technical assistance and professional development, design
4 systems to manage grants and ensure compliance, design and
5 implement management and operational structures, and
6 establish new means of engaging with families, educators,
7 providers, and stakeholders. The procurement processes
8 shall be conducted in a manner substantially in accordance
9 with the requirements of Article 50 (ethics) and Sections
10 5-5 (Procurement Policy Board), 5-7 (Commission on Equity
11 and Inclusion), 20-80 (contract files), 20-120
12 (subcontractors), 20-155 (paperwork), 20-160
13 (ethics/campaign contribution prohibitions), 25-60
14 (prevailing wage), and 25-90 (prohibited and authorized
15 cybersecurity) of this Code. Beginning January 1, 2025,
16 the Department of Early Childhood shall provide a
17 quarterly report to the General Assembly detailing a list
18 of expenditures and contracts for which the Department
19 uses this exemption. This paragraph is inoperative on and
20 after July 1, 2027.

21 (26) Procurements that are necessary for increasing
22 the recruitment and retention of State employees,
23 particularly minority candidates for employment,
24 including:

25 (A) procurements related to registration fees for
26 job fairs and other outreach and recruitment events;

1 (B) production of recruitment materials; and

2 (C) other services related to recruitment and
3 retention of State employees.

4 The exemption under this paragraph (26) applies only
5 if the State agency has made a good faith determination
6 that it is necessary and appropriate for the expenditure
7 to fall within this paragraph (26). The procurement
8 process under this paragraph (26) shall be conducted in a
9 manner substantially in accordance with the requirements
10 of Sections 20-160 and 25-60 and Article 50 of this Code. A
11 copy of these contracts shall be made available to the
12 Chief Procurement Officer immediately upon request.
13 Nothing in this paragraph (26) authorizes the replacement
14 or diminishment of State responsibilities in hiring or the
15 positions that effectuate that hiring. This paragraph (26)
16 is inoperative on and after June 30, 2029.

17 (27) Procurements necessary for the Department of
18 Healthcare and Family Services to implement changes to the
19 State's Integrated Eligibility System to ensure the
20 system's compliance with federal implementation mandates
21 and deadlines, if the Department of Healthcare and Family
22 Services has made a good faith determination that it is
23 necessary and appropriate for the procurement to fall
24 within this exemption.

25 Notwithstanding any other provision of law, for contracts
26 with an annual value of more than \$100,000 entered into on or

1 after October 1, 2017 under an exemption provided in any
2 paragraph of this subsection (b), except paragraph (1), (2),
3 or (5), each State agency shall post to the appropriate
4 procurement bulletin the name of the contractor, a description
5 of the supply or service provided, the total amount of the
6 contract, the term of the contract, and the exception to the
7 Code utilized. The chief procurement officer shall submit a
8 report to the Governor and General Assembly no later than
9 November 1 of each year that shall include, at a minimum, an
10 annual summary of the monthly information reported to the
11 chief procurement officer.

12 (c) This Code does not apply to the electric power
13 procurement process provided for under Section 1-75 of the
14 Illinois Power Agency Act and Section 16-111.5 of the Public
15 Utilities Act. This Code does not apply to the procurement of
16 technical and policy experts pursuant to Section 1-129 of the
17 Illinois Power Agency Act.

18 (d) Except for Section 20-160 and Article 50 of this Code,
19 and as expressly required by Section 9.1 of the Illinois
20 Lottery Law, the provisions of this Code do not apply to the
21 procurement process provided for under Section 9.1 of the
22 Illinois Lottery Law.

23 (e) This Code does not apply to the process used by the
24 Capital Development Board to retain a person or entity to
25 assist the Capital Development Board with its duties related
26 to the determination of costs of a clean coal SNG brownfield

1 facility, as defined by Section 1-10 of the Illinois Power
2 Agency Act, as required in subsection (h-3) of Section 9-220
3 of the Public Utilities Act, including calculating the range
4 of capital costs, the range of operating and maintenance
5 costs, or the sequestration costs or monitoring the
6 construction of clean coal SNG brownfield facility for the
7 full duration of construction.

8 (f) (Blank).

9 (g) (Blank).

10 (h) This Code does not apply to the process to procure or
11 contracts entered into in accordance with Sections 11-5.2 and
12 11-5.3 of the Illinois Public Aid Code.

13 (i) Each chief procurement officer may access records
14 necessary to review whether a contract, purchase, or other
15 expenditure is or is not subject to the provisions of this
16 Code, unless such records would be subject to attorney-client
17 privilege.

18 (j) This Code does not apply to the process used by the
19 Capital Development Board to retain an artist or work or works
20 of art as required in Section 14 of the Capital Development
21 Board Act.

22 (k) This Code does not apply to the process to procure
23 contracts, or contracts entered into, by the State Board of
24 Elections or the State Electoral Board for hearing officers
25 appointed pursuant to the Election Code.

26 (l) This Code does not apply to the processes used by the

1 Illinois Student Assistance Commission to procure supplies and
2 services paid for from the private funds of the Illinois
3 Prepaid Tuition Fund. As used in this subsection (l), "private
4 funds" means funds derived from deposits paid into the
5 Illinois Prepaid Tuition Trust Fund and the earnings thereon.

6 (m) This Code shall apply regardless of the source of
7 funds with which contracts are paid, including federal
8 assistance moneys. Except as specifically provided in this
9 Code, this Code shall not apply to procurement expenditures
10 necessary for the Department of Public Health to conduct the
11 Healthy Illinois Survey in accordance with Section 2310-431 of
12 the Department of Public Health Powers and Duties Law of the
13 Civil Administrative Code of Illinois.

14 (Source: P.A. 103-8, eff. 6-7-23; 103-103, eff. 6-27-23;
15 103-570, eff. 1-1-24; 103-580, eff. 12-8-23; 103-594, eff.
16 6-25-24; 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2,
17 eff. 6-16-25; 104-417, eff. 8-15-25; 104-458, eff. 6-1-26;
18 revised 1-12-26.)

19 (30 ILCS 500/1-15.15)

20 Sec. 1-15.15. Chief Procurement Officer. "Chief
21 Procurement Officer" means any of the 4 persons appointed or
22 approved by a majority of the members of the Executive Ethics
23 Commission:

24 (1) for procurements for (i) construction and
25 construction-related services committed by law to the

1 jurisdiction or responsibility of the Capital Development
2 Board or (ii) construction-related services committed by
3 law to the jurisdiction or responsibility of the
4 Department of Central Management Services under Section
5 405-217 of the Department of Central Management Services
6 Law of the Civil Administrative Code of Illinois and other
7 related provisions of this amendatory Act of the 104th
8 General Assembly, the independent chief procurement
9 officer appointed by a majority of the members of the
10 Executive Ethics Commission.

11 (2) for procurements for all construction,
12 construction support, construction-related services, the
13 operation of any facility, the purchase of rolling stock,
14 and the provision of any construction or
15 construction-related service or activity committed by law
16 to the jurisdiction or responsibility of the Illinois
17 Department of Transportation, including the direct or
18 reimbursable expenditure of all federal funds for which
19 the Department of Transportation is responsible or
20 accountable for the use thereof in accordance with federal
21 law, regulation, or procedure, the independent chief
22 procurement officer appointed by the Secretary of
23 Transportation with the consent of the majority of the
24 members of the Executive Ethics Commission.

25 (3) for all procurements made by a public institution
26 of higher education, the independent chief procurement

1 officer appointed by a majority of the members of the
2 Executive Ethics Commission.

3 (4) (Blank).

4 (5) for all other procurements, the independent chief
5 procurement officer appointed by a majority of the members
6 of the Executive Ethics Commission.

7 (Source: P.A. 104-2, eff. 6-16-25.)

8 (30 ILCS 500/1-15.72 new)

9 Sec. 1-15.72. Rolling stock. "Rolling stock" means buses,
10 vans, cars, railcars, locomotives, trolley cars, trucks, and
11 ferryboats as well as any vehicles used for support services,
12 public transportation, or construction.

13 (30 ILCS 500/10-20)

14 Sec. 10-20. Independent chief procurement officers.

15 (a) Appointment. Within 60 calendar days after July 1,
16 2010 (the effective date of Public Act 96-795), the Executive
17 Ethics Commission, with the advice and consent of the Senate
18 shall appoint or approve 4 chief procurement officers, one for
19 each of the following categories:

20 (1) for procurements for (i) construction and
21 construction-related services committed by law to the
22 jurisdiction or responsibility of the Capital Development
23 Board or (ii) construction-related services committed by
24 law to the jurisdiction or responsibility of the

1 Department for Central Management Services under Section
2 405-217 of the Department of Central Management Services
3 Law of the Civil Administrative Code of Illinois and other
4 related provisions of this amendatory Act of the 104th
5 General Assembly;

6 (2) for procurements for all construction,
7 construction support, construction-related services, the
8 operation of any facility, the purchase of rolling stock,
9 and the provision of any service or activity committed by
10 law to the jurisdiction or responsibility of the Illinois
11 Department of Transportation, including the direct or
12 reimbursable expenditure of all federal funds for which
13 the Department of Transportation is responsible or
14 accountable for the use thereof in accordance with federal
15 law, regulation, or procedure, the chief procurement
16 officer recommended for approval under this item appointed
17 by the Secretary of Transportation after consent by the
18 Executive Ethics Commission;

19 (3) for all procurements made by a public institution
20 of higher education; and

21 (4) for all other procurement needs of State agencies.

22 For fiscal years 2024, 2025, and 2026, the Executive
23 Ethics Commission shall set aside from its appropriation those
24 amounts necessary for the use of the 4 chief procurement
25 officers for the ordinary and contingent expenses of their
26 respective procurement offices. From the amounts set aside by

1 the Commission, each chief procurement officer shall control
2 the internal operations of his or her procurement office and
3 shall procure the necessary equipment, materials, and services
4 to perform the duties of that office, including hiring
5 necessary procurement personnel, legal advisors, and other
6 employees, and may establish, in the exercise of the chief
7 procurement officer's discretion, the compensation of the
8 office's employees, which includes the State purchasing
9 officers and any legal advisors. The Executive Ethics
10 Commission shall have no control over the employees of the
11 chief procurement officers. The Executive Ethics Commission
12 shall provide administrative support services, including
13 payroll, for each procurement office.

14 (b) Terms and independence. Each chief procurement officer
15 appointed under this Section shall serve for a term of 5 years
16 beginning on the date of the officer's appointment. The chief
17 procurement officer may be removed for cause after a hearing
18 by the Executive Ethics Commission. The Governor or the
19 director of a State agency directly responsible to the
20 Governor may institute a complaint against the officer by
21 filing such complaint with the Commission. The Commission
22 shall have a hearing based on the complaint. The officer and
23 the complainant shall receive reasonable notice of the hearing
24 and shall be permitted to present their respective arguments
25 on the complaint. After the hearing, the Commission shall make
26 a finding on the complaint and may take disciplinary action,

1 including, but not limited to, removal of the officer.

2 The salary of a chief procurement officer shall be
3 established by the Executive Ethics Commission and may not be
4 diminished during the officer's term. The salary may not
5 exceed the salary of the director of a State agency for which
6 the officer serves as chief procurement officer.

7 (c) Qualifications. In addition to any other requirement
8 or qualification required by State law, each chief procurement
9 officer must within 12 months of employment be a Certified
10 Professional Public Buyer or a Certified Public Purchasing
11 Officer, pursuant to certification by the Universal Public
12 Purchasing Certification Council, and must reside in Illinois.

13 (d) Fiduciary duty. Each chief procurement officer owes a
14 fiduciary duty to the State.

15 (e) Vacancy. In case of a vacancy in one or more of the
16 offices of a chief procurement officer under this Section
17 during the recess of the Senate, the Executive Ethics
18 Commission shall make a temporary appointment until the next
19 meeting of the Senate, when the Executive Ethics Commission
20 shall nominate some person to fill the office, and any person
21 so nominated who is confirmed by the Senate shall hold office
22 during the remainder of the term and until his or her successor
23 is appointed and qualified. If the Senate is not in session at
24 the time Public Act 96-920 takes effect, the Executive Ethics
25 Commission shall make a temporary appointment as in the case
26 of a vacancy.

1 (f) (Blank).

2 (g) (Blank).

3 (Source: P.A. 103-8, eff. 6-7-23; 103-588, eff. 6-5-24;
4 103-605, eff. 7-1-24; 103-865, eff. 1-1-25; 104-2, eff.
5 6-16-25.)

6 Section 10. The Governmental Joint Purchasing Act is
7 amended by changing Section 2 as follows:

8 (30 ILCS 525/2) (from Ch. 85, par. 1602)

9 Sec. 2. Joint purchasing authority.

10 (a) Any governmental unit, except a governmental unit
11 subject to the jurisdiction of a chief procurement officer
12 established in Section 10-20 of the Illinois Procurement Code,
13 may purchase personal property, supplies and services jointly
14 with one or more other governmental units. All such joint
15 purchases shall be by competitive solicitation as provided in
16 Section 4, except as otherwise provided in this Act. The
17 provisions of any other acts under which a governmental unit
18 operates which refer to purchases and procedures in connection
19 therewith shall be superseded by the provisions of this Act
20 when the governmental units are exercising the joint powers
21 created by this Act.

22 (a-5) For purchases made by a governmental unit subject to
23 the jurisdiction of a chief procurement officer established in
24 Section 10-20 of the Illinois Procurement Code, the applicable

1 chief procurement officer established in Section 10-20 of the
2 Illinois Procurement Code may authorize the purchase of
3 supplies and services jointly with a governmental unit of this
4 State, governmental entity of another state, or with a
5 consortium of governmental entities of one or more other
6 states, except as otherwise provided in this Act. Subject to
7 provisions of the joint purchasing solicitation, the
8 appropriate chief procurement officer may designate the
9 resulting contract as available to governmental units in
10 Illinois.

11 (a-10) Each chief procurement officer appointed pursuant
12 to Section 10-20 of the Illinois Procurement Code, with joint
13 agreement of the respective agency or institution, may
14 authorize the purchase or lease of supplies and services which
15 have been procured through a competitive process by a federal
16 agency; a government agency of another state; a consortium of
17 governmental, educational, medical, research, or similar
18 entities; or a group purchasing organization of which the
19 chief procurement officer or State agency is a member or
20 affiliate, including, without limitation, any purchasing
21 entity operating under the federal General Services
22 Administration, the Higher Education Cooperation Act, and the
23 Midwestern Higher Education Compact Act. Each applicable chief
24 procurement officer may authorize purchases and contracts
25 which have been procured by a government agency of another
26 state in accordance with the laws of that state or through

1 other methods of procurement if each chief procurement officer
2 determines it is in the best interests of the State,
3 considering a recommendation by their respective agencies or
4 institutions. The chief procurement officer may establish
5 detailed rules, policies, and procedures for use of these
6 cooperative contracts. Notice of award shall be published by
7 the chief procurement officer in the Illinois Procurement
8 Bulletin at least prior to use of the contract. Each chief
9 procurement officer shall submit to the General Assembly by
10 November 1 of each year a report of procurements made under
11 this subsection (a-10).

12 (a-15) Each chief procurement officer appointed pursuant
13 to Section 10-20 of the Illinois Procurement Code may
14 authorize any governmental unit of this State to purchase or
15 lease supplies under a contract which has been procured under
16 the jurisdiction of the Illinois Procurement Code by a
17 governmental unit subject to the jurisdiction of the chief
18 procurement officer. Prior to making the contract available to
19 the governmental unit of this State, the chief procurement
20 officer shall consult with the governmental unit that is party
21 to the contract and is subject to the jurisdiction of the chief
22 procurement officer. A governmental unit of this State that
23 uses a contract pursuant to this subsection shall report each
24 year to the authorizing chief procurement officer the
25 contractor used, supplies purchased, and total value of
26 purchases for each contract. The authorizing chief procurement

1 officer shall submit to the General Assembly by November 1 of
2 each year a report of procurements made under this subsection
3 (a-15).

4 (b) Any not-for-profit agency that qualifies under Section
5 45-35 of the Illinois Procurement Code and that either (1)
6 acts pursuant to a board established by or controlled by a unit
7 of local government or (2) receives grant funds from the State
8 or from a unit of local government, shall be eligible to
9 participate in contracts established by the State.

10 (c) For governmental units subject to the jurisdiction of
11 a chief procurement officer established in Section 10-20 of
12 the Illinois Procurement Code, if any contract or amendment to
13 a contract is entered into or purchase or expenditure of funds
14 is made at any time in violation of this Act or any other law,
15 the contract or amendment may be declared void by the chief
16 procurement officer or may be ratified and affirmed, if the
17 chief procurement officer determines that ratification is in
18 the best interests of the governmental unit. If the contract
19 or amendment is ratified and affirmed, it shall be without
20 prejudice to the governmental unit's rights to any appropriate
21 damages.

22 (d) This Section does not apply to construction-related
23 professional services contracts awarded in accordance with the
24 provisions of the Architectural, Engineering, and Land
25 Surveying Qualifications Based Selection Act.

26 (Source: P.A. 103-865, eff. 1-1-25.)

1 Section 95. No acceleration or delay. Where this Act makes
2 changes in a statute that is represented in this Act by text
3 that is not yet or no longer in effect (for example, a Section
4 represented by multiple versions), the use of that text does
5 not accelerate or delay the taking effect of (i) the changes
6 made by this Act or (ii) provisions derived from any other
7 Public Act.