

# HB3912



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3912

Introduced 2/17/2023, by Rep. Katie Stuart

### SYNOPSIS AS INTRODUCED:

30 ILCS 500/33-5

Amends the Illinois Procurement Code. In provisions concerning construction management services, provides that, if the services are to be procured by (currently, for) a public institution of higher education, then "Board" means the public institution of higher education. Effective immediately.

LRB103 26240 HLH 52599 b

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 33-5 as follows:

6 (30 ILCS 500/33-5)

7 Sec. 33-5. Definitions. In this Article:

8 "Construction management services" includes:

9 (1) services provided in the planning and  
10 pre-construction phases of a construction project  
11 including, but not limited to, consulting with, advising,  
12 assisting, and making recommendations to the Board and  
13 architect, engineer, or licensed land surveyor on all  
14 aspects of planning for project construction; reviewing  
15 all plans and specifications as they are being developed  
16 and making recommendations with respect to construction  
17 feasibility, availability of material and labor, time  
18 requirements for procurement and construction, and  
19 projected costs; making, reviewing, and refining budget  
20 estimates based on the Board's program and other available  
21 information; making recommendations to the Board and the  
22 architect or engineer regarding the division of work in  
23 the plans and specifications to facilitate the bidding and

1           awarding of contracts; soliciting the interest of capable  
2           contractors and taking bids on the project; analyzing the  
3           bids received; and preparing and maintaining a progress  
4           schedule during the design phase of the project and  
5           preparation of a proposed construction schedule; and

6           (2) services provided in the construction phase of the  
7           project including, but not limited to, maintaining  
8           competent supervisory staff to coordinate and provide  
9           general direction of the work and progress of the  
10          contractors on the project; directing the work as it is  
11          being performed for general conformance with working  
12          drawings and specifications; establishing procedures for  
13          coordinating among the Board, architect or engineer,  
14          contractors, and construction manager with respect to all  
15          aspects of the project and implementing those procedures;  
16          maintaining job site records and making appropriate  
17          progress reports; implementing labor policy in conformance  
18          with the requirements of the public owner; reviewing the  
19          safety and equal opportunity programs of each contractor  
20          for conformance with the public owner's policy and making  
21          recommendations; reviewing and processing all applications  
22          for payment by involved contractors and material suppliers  
23          in accordance with the terms of the contract; making  
24          recommendations and processing requests for changes in the  
25          work and maintaining records of change orders; scheduling  
26          and conducting job meetings to ensure orderly progress of

1 the work; developing and monitoring a project progress  
2 schedule, coordinating and expediting the work of all  
3 contractors and providing periodic status reports to the  
4 owner and the architect or engineer; and establishing and  
5 maintaining a cost control system and conducting meetings  
6 to review costs.

7 "Construction manager" means any individual, sole  
8 proprietorship, firm, partnership, corporation, or other legal  
9 entity providing construction management services for the  
10 Board and prequalified by the State in accordance with 30 ILCS  
11 500/33-10.

12 "Board" means the Capital Development Board or, to the  
13 extent that the services are to be procured by ~~for~~ a public  
14 institution of higher education, the public institution of  
15 higher education.

16 (Source: P.A. 102-1119, eff. 1-23-23.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.