



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5526

Introduced 2/15/2012, by Rep. Rita Mayfield

SYNOPSIS AS INTRODUCED:

50 ILCS 510/5

from Ch. 85, par. 6405

Amends the Local Government Professional Services Selection Act. Provides that when a contract for services is to be awarded, a political subdivision shall give preference to a resident firm against a non-resident firm, when the non-resident firm is from a state that gives or requires a preference to firms from that state. Sets forth requirements concerning the weight of the preference. Defines "resident firm". Provides that the preference for resident firms does not apply to any contract for any project where federal funds are available when its provisions may be in conflict with federal law or regulation. Effective immediately.

LRB097 13256 KMW 57765 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Local Government Professional Services
5 Selection Act is amended by changing Section 5 as follows:

6 (50 ILCS 510/5) (from Ch. 85, par. 6405)

7 Sec. 5. Evaluation Procedure.

8 (a) A political subdivision shall, unless it has a
9 satisfactory relationship for services with one or more firms,
10 evaluate the firms submitting letters of interest, taking into
11 account qualifications, ability of professional personnel,
12 past record and experience, performance data on file,
13 willingness to meet time requirements, location, workload of
14 the firm, and such other qualifications-based factors as the
15 political subdivision may determine in writing are applicable.
16 The political subdivision may conduct discussions with and
17 require public presentations by firms deemed to be the most
18 qualified regarding their qualifications, approach to the
19 project, and ability to furnish the required services. In no
20 case shall a political subdivision, prior to selecting a firm
21 for negotiation under Section 7, seek formal or informal
22 submission of verbal or written estimates of costs or proposals
23 in terms of dollars, hours required, percentage of construction

1 cost, or any other measure of compensation.

2 (b) A resident firm submitting a letter of interest shall
3 be allowed a preference as against a non-resident firm
4 submitting a letter of interest from any state that gives or
5 requires a preference to firms from that state. The preference
6 shall be equal to the preference given or required by the state
7 of the non-resident firm.

8 A resident firm is a person authorized to transact business
9 in this State and having a bona fide establishment for
10 transacting business within this State where it was actually
11 transacting business on the date when public notice for a
12 project is first advertised or announced pursuant to Section 4
13 of this Act. A resident firm includes a foreign corporation
14 duly authorized to transact business in this State that has a
15 bona fide establishment for transacting business within this
16 State where it was actually transacting business on the date
17 when any public notice for a project is first advertised or
18 announced pursuant to Section 4 of this Act.

19 This subsection (b) does not apply to any contract for any
20 project where federal funds are available for expenditure when
21 its provisions may be in conflict with federal law or federal
22 regulation.

23 (Source: P.A. 94-1097, eff. 2-2-07.)

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