



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5719

by Rep. Kenneth Dunkin

SYNOPSIS AS INTRODUCED:

50 ILCS 510/4	from Ch. 85, par. 6404
50 ILCS 510/5	from Ch. 85, par. 6405
50 ILCS 510/6	from Ch. 85, par. 6406

Amends the Local Government Professional Services Selection Act. Provides that when political subdivision is selecting a professional services firm for a project, that political subdivision must follow certain procedures concerning public notices, evaluations, and selections, regardless of whether that subdivision has a preexisting satisfactory relationship with that firm. Effective immediately.

LRB098 18401 JLK 53538 b

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 Sections 4, 5, and 6 as
6 follows:

7 (50 ILCS 510/4) (from Ch. 85, par. 6404)

8 Sec. 4. Public notice. Present provisions of law
9 notwithstanding, in the procurement of architectural,
10 engineering or land surveying services, each political
11 subdivision which utilizes architectural, engineering or land
12 surveying services shall permit firms engaged in the lawful
13 practice of their professions to annually file a statement of
14 qualifications and performance data with the political
15 subdivision. Whenever a project requiring architectural,
16 engineering or land surveying services is proposed for a
17 political subdivision, the political subdivision shall, ~~unless~~
18 ~~it has a satisfactory relationship for services with one or~~
19 ~~more firms:~~

20 (1) mail or e-mail a notice requesting a statement of
21 interest in the specific project to all firms who have a
22 current statement of qualifications and performance data
23 on file with the political subdivision;

1 (2) place an advertisement in a secular English
2 language daily newspaper of general circulation throughout
3 such political subdivision, requesting a statement of
4 interest in the specific project and further requesting
5 statements of qualifications and performance data from
6 those firms which do not have such a statement on file with
7 the political subdivision. Such advertisement shall state
8 the day, hour and place the statement of interest and the
9 statements of qualifications and performance data shall be
10 due; or

11 (3) place an advertisement for professional services
12 on the political subdivision's website requesting a
13 statement of interest in the specific project. The
14 professional services advertisement shall include a
15 description of each project and state the time and place
16 for interested firms to submit its letter of interest,
17 statement of qualifications, and performance data, as
18 required.

19 (Source: P.A. 98-420, eff. 8-16-13.)

20 (50 ILCS 510/5) (from Ch. 85, par. 6405)

21 Sec. 5. Evaluation Procedure. A political subdivision
22 shall, ~~unless it has a satisfactory relationship for services~~
23 ~~with one or more firms,~~ evaluate the firms submitting letters
24 of interest, taking into account qualifications, ability of
25 professional personnel, past record and experience,

1 performance data on file, willingness to meet time
2 requirements, location, workload of the firm, and such other
3 qualifications-based factors as the political subdivision may
4 determine in writing are applicable. The political subdivision
5 may conduct discussions with and require public presentations
6 by firms deemed to be the most qualified regarding their
7 qualifications, approach to the project, and ability to furnish
8 the required services. In no case shall a political
9 subdivision, prior to selecting a firm for negotiation under
10 Section 7, seek formal or informal submission of verbal or
11 written estimates of costs or proposals in terms of dollars,
12 hours required, percentage of construction cost, or any other
13 measure of compensation.

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

15 (50 ILCS 510/6) (from Ch. 85, par. 6406)

16 Sec. 6. Selection procedure. On the basis of evaluations,
17 discussions and presentations, the political subdivision
18 shall, ~~unless it has a satisfactory relationship for services~~
19 ~~with one or more firms,~~ select no less than 3 firms which it
20 determines to be the most qualified to provide services for the
21 project and rank them in order of qualifications to provide
22 services regarding the specific project. The political
23 subdivision shall then contact the firm ranked most preferred
24 and attempt to negotiate a contract at a fair and reasonable
25 compensation, taking into account the estimated value, scope,

1 complexity, and professional nature of the services to be
2 rendered. If fewer than 3 firms submit letters of interest and
3 the political subdivision determines that one or both of those
4 firms are so qualified, the political subdivision may proceed
5 to negotiate a contract pursuant to this Section and Section 7.
6 (Source: P.A. 85-854.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.