



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3177

Introduced 2/18/2025, by Rep. Kevin John Olickal - Harry Benton, Dave Vella, Diane Blair-Sherlock, Natalie A. Manley, et al.

SYNOPSIS AS INTRODUCED:

630 ILCS 10/15

Amends the Innovations for Transportation Infrastructure Act. Provides that the Department of Transportation or the Illinois State Toll Highway Authority may use the design-build project delivery method for transportation facilities if the capital costs for transportation facilities delivered utilizing the design-build project delivery method or Construction Manager/General Contractor project delivery method or Alternative Technical Concepts in a design-bid-build project delivery method do not for transportation facilities delivered by the Department, exceed the value of 20% of the projects annually programmed in (rather than \$400 million of contracts awarded during) the Department's multi-year highway improvement program on an annual basis (rather than for any 5-year period). Removes language that provides that notwithstanding any other law, and as authority supplemental to its existing powers, the Department may use the Construction Manager/General Contractor project delivery method for up to 2 transportation facilities per year. Effective immediately.

LRB104 10935 LNS 21017 b

1 AN ACT concerning transportation.

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

4 Section 5. The Innovations for Transportation
5 Infrastructure Act is amended by changing Section 15 as
6 follows:

7 (630 ILCS 10/15)

8 (Section scheduled to be repealed on July 1, 2032)

9 Sec. 15. Authorization of project delivery methods.

10 (a) Notwithstanding any other law, and as authority
11 supplemental to its existing powers, except as otherwise
12 provided for in this Act, the Transportation Agency, in
13 accordance with this Act, may use the design-build project
14 delivery method for transportation facilities if the capital
15 costs for transportation facilities delivered utilizing the
16 design-build project delivery method or Construction
17 Manager/General Contractor project delivery method or
18 Alternative Technical Concepts in a design-bid-build project
19 delivery method do not: (i) for transportation facilities
20 delivered by the Department, exceed the value of 20% \$400
21 ~~million~~ of the projects annually programmed in contracts
22 ~~awarded during~~ the Department's multi-year highway improvement
23 program on an annual basis ~~for any 5-year period~~; or (ii) for

1 transportation facilities delivered by the Authority, exceed
2 20% of the Authority's annual improvement program. The
3 Transportation Agency shall make this calculation before
4 commencing the procurement. ~~Notwithstanding any other law, and~~
5 ~~as authority supplemental to its existing powers, the~~
6 ~~Department, in accordance with this Act, may use the~~
7 ~~Construction Manager/General Contractor project delivery~~
8 ~~method for up to 2 transportation facilities per year.~~ Before
9 commencing a procurement under this Act for either a
10 design-build contract or a Construction Manager/General
11 Contractor contract, the Transportation Agency shall first
12 undertake an analysis and make a written determination that it
13 is in the best interests of this State to use the selected
14 delivery method for that transportation facility. The analysis
15 and determination shall discuss the design-build project
16 delivery method or Construction Manager/General Contractor
17 project delivery method's impact on the anticipated schedule,
18 completion date, and project costs. The best interests of the
19 State analysis shall be made available to the public.

20 (b) The Transportation Agency shall report to the General
21 Assembly annually for the first 5 years after June 15, 2022
22 (the effective date of this Act) on the progress of
23 procurements and transportation facilities procured under this
24 Act.

25 (c) A contract entered into pursuant to the provisions of
26 this Act is excepted from the Public Contract Fraud Act.

1 (Source: P.A. 102-1094, eff. 6-15-22; 103-154, eff. 6-30-23.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.