

**SB2119**



**104TH GENERAL ASSEMBLY**

**State of Illinois**

**2025 and 2026**

**SB2119**

Introduced 2/7/2025, by Sen. Meg Loughran Cappel

**SYNOPSIS AS INTRODUCED:**

70 ILCS 200/280-80

Amends the Civic Center Code. Provides that all contracts for the sale of property of the value of more than the small purchase maximum under the Illinois Procurement Code (rather than \$10,000) shall be awarded to the highest responsible bidder, after advertising for bids. Provides that all construction contracts and contracts for supplies, materials, equipment and services, when the expense thereof will exceed the small purchase maximum under the Illinois Procurement Code (rather than \$10,000), shall be let to the lowest responsible bidder, after advertising for bids except for specified circumstances. Makes conforming changes. Effective immediately.

LRB104 07681 RTM 17725 b

**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 Civic Center Code is amended by changing  
5           Section 280-80 as follows:

6           (70 ILCS 200/280-80)

7           Sec. 280-80. Contracts; bidding. All contracts for the  
8           sale of property of the value of more than the small purchase  
9           maximum under Section 20-20 of the Illinois Procurement Code  
10          \$10,000 or for any concession in or lease of property of the  
11          Authority for a term of more than one year shall be awarded to  
12          the highest responsible bidder, after advertising for bids.  
13          All construction contracts and contracts for supplies,  
14          materials, equipment and services, when the expense thereof  
15          will exceed the small purchase maximum under Section 20-20 of  
16          the Illinois Procurement Code \$10,000, shall be let to the  
17          lowest responsible bidder, after advertising for bids  
18          excepting (1) when repair parts, accessories, equipment or  
19          services are required for equipment or services previously  
20          furnished or contracted for; (2) when the nature of the  
21          services required is such that competitive bidding is not in  
22          the best interest of the public, including, without limiting  
23          the generality of the foregoing, the services of accountants,

1 architects, attorneys, engineers, physicians, superintendents  
2 of construction, and others possessing a high degree of skill;  
3 and (3) when services such as water, light, heat, power,  
4 telephone or telegraph are required.

5 All contracts involving less than the small purchase  
6 maximum under Section 20-20 of the Illinois Procurement Code  
7 \$10,000 shall be let by competitive bidding whenever possible,  
8 and in any event in a manner calculated to ensure the best  
9 interests of the public.

10 Competitive bidding is not required for the lease of real  
11 estate or buildings owned or controlled by the Authority on  
12 July 13, 1982 (the effective date of Public Act 82-786). The  
13 Board is empowered to offer such leases upon such terms as it  
14 deems advisable.

15 In determining the responsibility of any bidder, the Board  
16 may take into account the past record of dealings with the  
17 bidder, the bidder's experience, adequacy of equipment, and  
18 ability to complete performance within the time set, and other  
19 factors besides financial responsibility, but in no case shall  
20 any such contracts be awarded to any other than the highest  
21 bidder (in case of sale, concession or lease) or the lowest  
22 bidder (in case of purchase or expenditure) unless authorized  
23 or approved by a vote of at least three-fourths of the members  
24 of the Board, and unless such action is accompanied by a  
25 statement in writing setting forth the reasons for not  
26 awarding the contract to the highest or lowest bidder, as the

1 case may be, which statement shall be kept on file in the  
2 principal office of the Authority and open to public  
3 inspection.

4 From the group of responsible bidders the lowest bidder  
5 shall be selected in the following manner: to all bids for  
6 sales the gross receipts of which are not taxable under the  
7 "Retailers' Occupation Tax Act", approved June 28, 1933, as  
8 amended, there shall be added an amount equal to the tax which  
9 would be payable under said Act, if applicable, and the lowest  
10 in amount of said adjusted bids and bids for sales the gross  
11 receipts of which are taxable under said Act shall be  
12 considered the lowest bid; provided, that, if said lowest bid  
13 relates to a sale not taxable under said Act, any contract  
14 entered into thereon shall be in the amount of the original bid  
15 not adjusted as aforesaid.

16 Contracts shall not be split into parts involving  
17 expenditures of less than the small purchase maximum under  
18 Section 20-20 of the Illinois Procurement Code \$10,000 for the  
19 purposes of avoiding the provisions of this Section, and all  
20 such split contracts shall be void. If any collusion occurs  
21 among bidders or prospective bidders in restraint of freedom  
22 of competition, by agreement to bid a fixed amount or to  
23 refrain from bidding or otherwise, the bids of such bidders  
24 shall be void. Each bidder shall accompany his bid with a sworn  
25 statement that he has not been a party to any such agreement.

26 Members of the Board, officers and employees of the

1       Authority, and their relatives within the fourth degree of  
2       consanguinity by the terms of the civil law, are forbidden to  
3       be interested directly or indirectly in any contract for  
4       construction of maintenance work or for the delivery of  
5       materials, supplies or equipment.

6       The Board shall have the right to reject all bids and to  
7       readvertise for bids. If after any such advertisement no  
8       responsible and satisfactory bid, within the terms of the  
9       advertisement, shall be received, the Board may award such  
10      contract, without competitive bidding, provided that it shall  
11      not be less advantageous to the Authority than any valid bid  
12      received pursuant to advertisement.

13      The Board shall adopt rules and regulations to carry into  
14      effect the provisions of this Section.

15      (Source: P.A. 93-491, eff. 1-1-04.)

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