**Section 950.180 Ineligibility**

A contractor, whether or not previously or currently prequalified and determined to be responsible by CDB, may be ineligible to bid under the following circumstances:

a) The contractor fails to meet statutory or regulatory requirements other than those set out in this Part.

b) The contractor has inadequate relevant experience in construction contracting to undertake CDB projects or a particular CDB project. In determining whether a contractor has adequate relevant experience, CDB will consider the size, type, number, and recency of past private and public contracts of the firm, its predecessors, or key persons with the firm.

c) The contractor has inadequate resources to meet the CDB contractual work force requirements. CDB shall not make a determination of responsibility for any contractor who has the appearance of being a broker, rather than a conventional construction business. In determining whether a contractor is a broker or a firm with inadequate resources, CDB may consider one or more of the following:

1) Whether the contractor maintains and works from a separate conventional office which is not a residence or offices for other businesses.

2) Whether the contractor maintains a full-time office and construction staff consisting of clerical, managerial, and supervisory personnel.

3) Whether key persons with the firm have an educational and work experience background that makes the key persons sufficiently expert and knowledgeable to carry out CDB construction projects.

4) Whether the contractor owns equipment, tools, machinery, materials or supplies used on construction projects.

5) Whether the contractor has financial resources related to or generated by the construction business.

6) Whether the contractor has historically subcontracted for a percentage of the work in construction contracts exceeding the requirements of CDB contracts.

7) Whether key persons with the firm are engaged in non-construction businesses.

(Source: Amended at 25 Ill. Reg. 10741, effective August 10, 2001)