



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5802

Introduced 4/2/2024, by Rep. Dave Vella

SYNOPSIS AS INTRODUCED:

30 ILCS 500/45-59 new

Amends the Illinois Procurement Code. Provides that each chief procurement officer may designate as a veteran-owned small business set-aside a fair proportion of construction, supply, and service contracts for award to veteran-owned small businesses in Illinois. Requires the chief procurement officer to report certain information to the General Assembly.

LRB103 39953 HLH 71079 b

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Procurement Code is amended by
5 adding Section 45-59 as follows:

6 (30 ILCS 500/45-59 new)

7 Sec. 45-59. Veteran-owned small business set-asides.

8 (a) It is the public policy of this State to promote and
9 encourage the continued economic development of small
10 businesses owned by qualified veterans and for these
11 veteran-owned small businesses to participate in the State's
12 procurement process as prime contractors. Set-aside contracts
13 will promote the certification of qualified veteran-owned
14 small businesses by the Commission on Equity and Inclusion and
15 promote contract awards to those businesses by State agencies.

16 (b) As used in this Section:

17 "Veteran-owned small business" means either a qualified
18 service-disabled veteran-owned small business or a qualified
19 veteran-owned small business, as defined in subsection (e) of
20 Section 45-57 of this Code.

21 (c) Each chief procurement officer has the authority
22 to designate as a veteran-owned small business set-aside a
23 fair proportion of construction, supply, and service contracts

1 for award to veteran-owned small businesses in Illinois.
2 Advertisements for bids or offers for these contracts shall
3 specify designation as a veteran-owned small business
4 set-aside. In awarding the contracts, only bids or offers from
5 qualified veteran-owned small businesses shall be considered.

6 A veteran small business set-aside designation may be
7 withdrawn by the purchasing agency when deemed in the best
8 interests of the State. Upon withdrawal, all bids or offers
9 with respect to the contract shall be rejected, and the
10 bidders or offerors shall be notified of the reason for
11 rejection. The contract shall then be awarded in accordance
12 with this Code without the designation of veteran small
13 business set-aside.

14 Each chief procurement officer may adopt rules to
15 implement and administer the use of veteran-owned small
16 business set-asides.

17 (d) By November 1 of each year, each chief procurement
18 officer shall report to the General Assembly on all the
19 following for the immediately preceding fiscal year:

20 (1) the total number of veteran-owned small businesses
21 that submitted bids or offers for set-aside contracts
22 under this Section;

23 (2) the total number of set-aside contracts awarded to
24 veteran-owned small businesses under this Section; and

25 (3) the total value of set-aside contracts awarded to
26 veteran-owned small businesses under this Section.

1 The requirement for reporting to the General Assembly
2 under this subsection (d) shall be satisfied by filing copies
3 of the report as required by Section 3.1 of the General
4 Assembly Organization Act.