

1 AN ACT concerning public contracts.

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

4 Section 1. Short title. This Act may be cited as the  
5 Public Works Subcontractor Responsibility Act.

6 Section 5. Applicability. This Act applies to  
7 subcontracts for public works contracts entered into by the  
8 State, by a unit of local government, or by a school  
9 district.

10 Section 10. Minority and female goals. Each subcontract  
11 for a public works contract must include a provision setting  
12 forth the percentage of female and minority workers that the  
13 subcontractor plans to employ to perform work on the public  
14 works project. This provision should, but is not required to,  
15 stress the importance of hiring the percentage of females and  
16 minorities that is set out in the contract.

17 Section 15. Penalties. If any subcontractor fails to  
18 employ the percentage of females and minorities on a public  
19 works project as set forth in the subcontract, then the  
20 subcontractor must pay a penalty in the amount of the price  
21 of the subcontract multiplied by the percentage of females  
22 and minorities that the subcontractor planned to employ. The  
23 penalty shall be paid to the governmental entity that entered  
24 into the public works project. The contractor is not liable  
25 for any violation of this Act.

26 Section 20. Home rule. A home rule unit may not regulate  
27 its public works contracts in a manner that is inconsistent  
28 with the provisions of this Act. This Section is a limitation

1 of home rule powers under subsection (i) of Section 6 of  
2 Article VII of the Illinois Constituion.