



Rep. Jack D. Franks

## Adopted in House on Nov 17, 2010

09600HB1450ham001

LRB096 05035 PJG 43851 a

1 AMENDMENT TO HOUSE BILL 1450

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1450 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Procurement Code is amended by  
5 changing Section 40-20 as follows:

6 (30 ILCS 500/40-20)

7 Sec. 40-20. Request for information.

8 (a) Conditions for use. Leases shall be procured by request  
9 for information except as otherwise provided in Section 40-15.

10 (b) Form. A request for information shall be issued and  
11 shall include:

12 (1) the type of property to be leased;

13 (2) the proposed uses of the property;

14 (3) the duration of the lease;

15 (4) the preferred location of the property; and

16 (5) a general description of the configuration

1           desired.

2           (c) Public notice. Public notice of the request for  
3 information for the availability of real property to lease  
4 shall be published in the appropriate volume of the Illinois  
5 Procurement Bulletin at least 14 days before the date set forth  
6 in the request for receipt of responses and shall also be  
7 published in similar manner in a newspaper of general  
8 circulation in the community or communities where the using  
9 agency is seeking space.

10          (d) Response. The request for information response shall  
11 consist of written information sufficient to show that the  
12 respondent can meet minimum criteria set forth in the request.  
13 State purchasing officers may enter into discussions with  
14 respondents for the purpose of clarifying State needs and the  
15 information supplied by the respondents. On the basis of the  
16 information supplied and discussions, if any, a State  
17 purchasing officer shall make a written determination  
18 identifying the responses that meet the minimum criteria set  
19 forth in the request for information. Negotiations shall be  
20 entered into with all qualified respondents for the purpose of  
21 securing a lease that is in the best interest of the State. A  
22 written report of the negotiations shall be retained in the  
23 lease files and shall include the reasons for the final  
24 selection. All leases shall be reduced to writing; one copy  
25 shall be filed with the Comptroller ~~and filed~~ in accordance  
26 with the provisions of Section 20-80, and one copy shall be

1 filed with the Board.

2 When the lowest response by price is not selected, the  
3 State purchasing officer shall forward to the chief procurement  
4 officer, along with the lease, notice of the identity of the  
5 lowest respondent by price and written reasons for the  
6 selection of a different response. The chief procurement  
7 officer shall publish the written reasons in the next volume of  
8 the Illinois Procurement Bulletin.

9 (e) Board review. Upon receipt of (1) any proposed lease of  
10 real property of 10,000 or more square feet or (2) any proposed  
11 lease of real property with annual rent payments of \$100,000 or  
12 more, the Procurement Policy Board shall have 30 days to review  
13 the proposed lease. If the Board does not object in writing  
14 within 30 days, then the proposed lease shall become effective  
15 according to its terms as submitted. The leasing agency shall  
16 make any and all materials available to the Board to assist in  
17 the review process.

18 (Source: P.A. 90-572, eff. date - See Sec. 99-5.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law."