

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 changing Section 20-60 as follows:

6 (30 ILCS 500/20-60)

7 Sec. 20-60. Duration of contracts.

8 (a) Maximum duration. A contract, other than a contract
9 entered into pursuant to the State University Certificates of
10 Participation Act, may be entered into for any period of time
11 deemed to be in the best interests of the State but not
12 exceeding 10 years inclusive, beginning January 1, 2010, of
13 proposed contract renewals. The length of a lease for real
14 property or capital improvements shall be in accordance with
15 the provisions of Section 40-25. A contract for bond or
16 mortgage insurance awarded by the Illinois Housing Development
17 Authority, however, may be entered into for any period of time
18 less than or equal to the maximum period of time that the
19 subject bond or mortgage may remain outstanding.

20 (b) Subject to appropriation. All contracts made or entered
21 into shall recite that they are subject to termination and
22 cancellation in any year for which the General Assembly fails
23 to make an appropriation to make payments under the terms of

1 the contract.

2 (c) The chief procurement officer shall file a proposed
3 extension or renewal of a contract with the Procurement Policy
4 Board prior to entering into any extension or renewal if the
5 cost associated with the extension or renewal exceeds \$249,999.
6 The Procurement Policy Board may object to the proposed
7 extension or renewal within 30 calendar days and require a
8 hearing before the Board prior to entering into the extension
9 or renewal. If the Procurement Policy Board does not object
10 within 30 calendar days or takes affirmative action to
11 recommend the extension or renewal, the chief procurement
12 officer may enter into the extension or renewal of a contract.
13 This subsection does not apply to any emergency procurement,
14 any procurement under Article 40, or any procurement exempted
15 by Section 1-10(b) of this Code. If any State agency contract
16 is paid for in whole or in part with federal-aid funds, grants,
17 or loans and the provisions of this subsection would result in
18 the loss of those federal-aid funds, grants, or loans, then the
19 contract is exempt from the provisions of this subsection in
20 order to remain eligible for those federal-aid funds, grants,
21 or loans, and the State agency shall file notice of this
22 exemption with the Procurement Policy Board prior to entering
23 into the proposed extension or renewal. Nothing in this
24 subsection permits a chief procurement officer to enter into an
25 extension or renewal in violation of subsection (a). By August
26 1 each year, the Procurement Policy Board shall file a report

1 with the General Assembly identifying for the previous fiscal
2 year (i) the proposed extensions or renewals that were filed
3 with the Board and whether the Board objected and (ii) the
4 contracts exempt from this subsection.

5 (Source: P.A. 95-344, eff. 8-21-07; 96-15, eff. 6-22-09;
6 96-795, eff. 7-1-10 (see Section 5 of P.A. 96-793 for the
7 effective date of changes made by P.A. 96-795).)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.