



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1394

Introduced 2/20/2015, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

30 ILCS 500/1-13
30 ILCS 500/1-13.1 new

Amends the Illinois Procurement Code. Re-enacts a provision concerning the applicability of the Illinois Procurement Code to public institutions of higher education. Effective immediately.

LRB099 10332 SXM 30559 b

1 AN ACT concerning finance.

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 re-enacting Section 1-13 and by adding Section 1-13.1 as
6 follows:

7 (30 ILCS 500/1-13)

8 Sec. 1-13. (Repealed).

9 (Source: P.A. 98-1076, eff. 1-1-15. Repealed internally, eff.
10 December 31, 2014. P.A. 98-1076 contained an extension of the
11 internal repealer, but did not take effect until January 1,
12 2015.)

13 (30 ILCS 500/1-13.1 new)

14 Sec. 1-13.1. Continuation of Section 1-13 of this Code;
15 validation.

16 (a) The General Assembly finds and declares that:

17 (1) Public Act 98-1076, which took effect on January 1,
18 2015, changed the repeal date set for Section 1-13 of this
19 Code from December 31, 2014 to December 31, 2016.

20 (2) The Statute on Statutes sets forth general rules on
21 the repeal of statutes and the construction of multiple
22 amendments, but Section 1 of that Act also states that

1 these rules will not be observed when the result would be
2 "inconsistent with the manifest intent of the General
3 Assembly or repugnant to the context of the statute".

4 (3) This amendatory Act of the 99th General Assembly
5 manifests the intention of the General Assembly to extend
6 the repeal of Section 1-13 of this Code and have Section
7 1-13 of this Code continue in effect until December 31,
8 2016.

9 (4) Section 1-13 of this Code was originally enacted to
10 protect, promote, and preserve the general welfare. Any
11 construction of Section 1-13 of this Code that results in
12 the repeal of that Section on December 31, 2014 would be
13 inconsistent with the manifest intent of the General
14 Assembly and repugnant to the context of this Code.

15 (b) It is hereby declared to have been the intent of the
16 General Assembly that Section 1-13 of this Code not be subject
17 to repeal on December 31, 2014.

18 (c) Section 1-13 of this Code shall be deemed to have been
19 in continuous effect since December 20, 2011 (the effective
20 date of Public Act 97-643), and it shall continue to be in
21 effect henceforward until it is otherwise lawfully repealed.
22 All previously enacted amendments to Section 1-13 of this Code
23 taking effect on or after December 31, 2014, are hereby
24 validated.

25 (d) All actions taken in reliance on or pursuant to Section
26 1-13 of this Code by any public institution of higher

1 education, person, or entity are hereby validated.

2 (e) In order to ensure the continuing effectiveness of
3 Section 1-13 of this Code, it is set forth in full and
4 re-enacted by this amendatory Act of the 99th General Assembly.
5 This re-enactment is intended as a continuation of that
6 Section. It is not intended to supersede any amendment to that
7 Section that is enacted by the 99th General Assembly.

8 (f) In this amendatory Act of the 99th General Assembly,
9 the base text of the reenacted Section is set forth as amended
10 by Public Act 98-1076. Striking and underscoring is used only
11 to show changes being made to the base text. In this instance,
12 no underscoring or striking is shown in the base text because
13 no additional changes are being made.

14 (g) Section 1-13 of this Code applies to all procurements
15 made on or before the effective date of this amendatory Act of
16 the 99th General Assembly.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.