

1 AN ACT concerning State property.

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 45-65 and adding Sections 45-70 and 45-75 as
6 follows:

7 (30 ILCS 500/45-65)

8 Sec. 45-65. Additional preferences. This Code is
9 subject to applicable provisions of:

- 10 (1) the Public Purchases in Other States Act;
- 11 (2) the Illinois Mined Coal Act;
- 12 (3) the Domestic Steel Products Procurement Act;
- 13 (4) the Veterans Preference Act; and
- 14 (5) the Business Enterprise for Minorities,
15 Females, and Persons with Disabilities Act.

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

17 (30 ILCS 500/45-70 new)

18 Sec. 45-70. Purchase of goods made in Illinois.
19 Notwithstanding any other provision of this Code, all goods
20 purchased under this Code shall be made in Illinois unless
21 the cost of the goods made in Illinois exceeds the cost of
22 equivalent goods made outside of Illinois by 10% or more.

23 (30 ILCS 500/45-75 new)

24 Sec. 45-75. Purchase of goods made in the United States.
25 Notwithstanding any other provision of this Code, all goods
26 purchased under this Code shall be made in the United States
27 unless the cost of the goods made in the United States
28 exceeds the cost of equivalent goods made outside of the
29 United States by 10% or more.

1 Section 10. The Steel Products Procurement Act is
2 amended by changing Sections 1, 2, 3, 4, and 6 as follows:

3 (30 ILCS 565/1) (from Ch. 48, par. 1801)

4 Sec. 1. This Act ~~shall be known and~~ may be cited as the
5 "Domestic Steel Products Procurement Act".

6 (Source: P.A. 83-1030.)

7 (30 ILCS 565/2) (from Ch. 48, par. 1802)

8 Sec. 2. It is hereby found and declared by the Illinois
9 General Assembly that:

10 (1) The production of domestic manufactured commodities
11 and goods, including steel products, provides the jobs and
12 family incomes of hundreds of thousands of people in this
13 State and, in turn, the jobs and family incomes of millions
14 of persons in the United States;

15 (2) The taxes paid to the State and its political
16 subdivisions by employers and employees engaged in the
17 production and sale of domestic steel products, including
18 steel products, are a large source of public revenues in the
19 State;

20 (3) The economy and general welfare of this State and
21 its people, as well as the economy and general welfare of the
22 United States, are inseparably related to the preservation
23 and development of industry in this State, as well as all the
24 other states of this nation.

25 The General Assembly therefore declares it to be the
26 policy of the State of Illinois to ~~that all public officers~~
27 ~~and agencies should aid and~~ promote the economy of the State
28 and the United States by specifying materials, commodities,
29 and goods manufactured or steel ~~products~~ produced in the
30 United States, including steel products, in all State
31 purchases and contracts ~~for construction, reconstruction,~~
32 ~~repair, improvement or maintenance of public works.~~

1 (Source: P.A. 83-1030.)

2 (30 ILCS 565/3) (from Ch. 48, par. 1803)

3 Sec. 3. For the purposes of this Act, the following
4 words have the meanings ascribed to them in this Section
5 unless the context clearly requires otherwise.

6 (a) "Public agency" means the State of Illinois, its
7 departments, agencies, boards, commissions and institutions,
8 and all units of local government, including school
9 districts.

10 (b) "United States" means the United States and any
11 place subject to the jurisdiction thereof.

12 (c) "Steel products" means products rolled, formed,
13 shaped, drawn, extruded, forged, cast, fabricated, or
14 otherwise similarly processed, or processed by a combination
15 of two or more such operations, from steel made in the United
16 States by the open hearth, basic oxygen, electric furnace,
17 Bessemer or other steel making process.

18 (d) "Domestic products" means goods and commodities
19 manufactured or supplied by companies, including subsidiaries
20 or affiliates, whose products consist of at least 50% United
21 States or Canadian content during 2002; 60% United States or
22 Canadian content during 2003; and 70% United States or
23 Canadian content during 2004, 2005, and 2006.

24 (Source: P.A. 83-1030.)

25 (30 ILCS 565/4) (from Ch. 48, par. 1804)

26 Sec. 4. Each contract for the construction,
27 reconstruction, alteration, repair, improvement or
28 maintenance of public works made by a public agency shall
29 contain a provision that steel products used or supplied in
30 the performance of that contract or any subcontract thereto
31 shall be manufactured or produced in the United States.

32 Each contract for the purchase or lease of commodities or

1 manufactured goods, other than steel, by the State of
 2 Illinois shall contain a provision that the commodities and
 3 goods used or supplied in the performance of that contract or
 4 any subcontract thereunder shall be manufactured or supplied
 5 by companies, including subsidiaries or affiliates, whose
 6 products consist of at least 50% United States or Canadian
 7 content during 2002; 60% United States or Canadian content
 8 during 2003; and 70% United States or Canadian content during
 9 2004, 2005, and 2006.

10 The provisions of this Section shall not apply:

11 (1) Where the contract involves an expenditure of less
 12 than \$500.

13 (2) Where the executive head of the public agency
 14 certifies in writing that (a) the specified products are not
 15 manufactured or produced in the United States in sufficient
 16 quantities to meet the agency's requirements or cannot be
 17 manufactured or produced in the United States within the
 18 necessary time in sufficient quantities to meet the agency's
 19 requirements, or (b) obtaining the specified products,
 20 manufactured or produced in the United States would increase
 21 the cost of the contract by more than 10%.

22 (3) When its application is not in the public interest.

23 (Source: P.A. 83-1030.)

24 (30 ILCS 565/6) (from Ch. 48, par. 1806)

25 Sec. 6. With respect to steel products, this Act shall
 26 apply only to contracts and subcontracts entered into after
 27 January 5, 1984 ~~the-effective-date-of-this-Act,~~ and shall not
 28 limit the use or supply of steel products purchased or leased
 29 prior to January 5, 1984 ~~the--effective--date--of--this--Act.~~
 30 With respect to domestic manufactured commodities and goods
 31 other than steel products, this Act shall apply only to
 32 contracts and subcontracts entered into by the State of
 33 Illinois on or after the effective date of this amendatory

1 Act of the 92nd General Assembly and before January 1, 2007,
2 and shall not limit the use or supply of manufactured
3 commodities or goods purchased or leased by the State of
4 Illinois before the effective date of this amendatory Act of
5 the 92nd General Assembly.

6 (Source: P.A. 83-1030.)