



CHIEF PROCUREMENT OFFICE

Ellen H. Daley, General Services

Notice 2024.07 General Services

To: John Donato, Chief of Staff, Toll Highway
Authority David Papp, State Purchasing Officer

From: Ellen H. Daley 

Date: January 5, 2024

Subject: Design-Build Pilot Project

CC: Procurement Policy Board

This notice is effective immediately.

Pursuant to 44 ILL. ADMIN. CODE 1.525 (c), I issue this notice to allow the Illinois State Toll Highway Authority (Tollway) to pilot a design-build project pursuant to the process outlined in the attached document "ILLINOIS TOLLWAY REQUEST FOR QUALIFICATIONS (RFQ) DESIGN-BUILD PROJECT."

The Tollway shall notify their State Purchasing Officer in writing of any proposed deviation from the process and explain why the deviation is necessary. The Tollway shall not proceed with any deviation unless approved by me in writing. My approval shall effectively amend this notice.

Section 1.525(c) reads "A State agency that has procurement needs not adequately addressed by this Part may provide a written request to the CPO-GS to address those procurement needs. The request shall include a statement explaining that the particular program needs of the State agency require a rule different from or in addition to this Part. The CPO-GS may elect to meet the State agency's need by issuing a CPO-GS Notice or amending this Part."

The Innovations for Transportation Infrastructure Act (630 ILCS 10) authorizes the Tollway to use the design-build delivery method on certain infrastructure projects that are in its best interest and serve the needs of the public. The Tollway states that no rules exist in the Illinois Administrative Code to implement the Act and that the Tollway has a project that will benefit from the design-build project delivery method.

The Tollway notes that the Chief Procurement Officer for the Department of Transportation has submitted rulemaking to implement the Act to the Joint Committee on Administrative Rules and that the Tollway intends to submit comments during the First Notice period. As the rulemaking process will take at least 90 days, the



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Tollway asserts that it is ready to pilot a design-build project within the first quarter of 2024 and before these rules can be adopted.

If there are any questions regarding this notice, please ask your State Purchasing Officer or contact the Chief Procurement Office at (217) 558-2231.

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