




Notice 2026.01 General Services

To: Agency Procurement Staff
Central Management Services Bureau of Strategic Sourcing
State Purchasing Officers

From: Ellen H. Daley 

Date: August 25, 2025

Subject: 2025 Legislative Updates

Cc: Procurement Compliance Monitors
Procurement Policy Board
Commission on Equity and Inclusion

This notice is effective immediately.

The following Public Acts from the 2025 legislative session affect State procurement and contracting. As a result of changes in law, several provisions of the standard procurement rules (44 Ill. Adm. Code 1) may need updating to reflect changes to the Procurement Code and other statutes. In those instances where a rule conflicts with the Procurement Code, the Procurement Code as amended shall be followed.

- 1) Procurement Code 30 ILCS 500/1-10(b)(27) (new): Public Act 104-0002 provides a Code exemption for procurements by the Department of Healthcare and Family Services to implement changes to the State's Integrated Eligibility System to ensure compliance with federal implementation mandates and deadlines.

Additionally, it provides that the agency makes a good faith determination that the procurement is necessary and appropriate to fall within the exemption.
- 2) Procurement Code 30 ILCS 500/1-15.15: Public Act 104-0002 amends the definition of the Chief Procurement Officer for construction and construction-related services under the jurisdiction of the Capital Development Board by adding procurements for construction-related services under the jurisdiction of the Department of Central Management Services under Section 405-217 of the Department of Central Management Services Law of the Civil Administrative Code of Illinois.
- 3) Procurement Code 30 ILCS 500/25-210 (new): Public Act 104-159 provides that each contractor for the procurement of apparel or laundering of apparel shall certify that no work was provided through the use of forced labor exploitation.

✓ This new certification is now included in the Standard Illinois Certifications v.26.2.

- 4) O'Hare Drive Safety Act 625 ILCS 80/35 (new): Public Act 104-0184 provides that the Illinois State Police, in consultation with and subject to the approval of the Chief Procurement Officer, may procure a single contract or multiple contracts to implement the provisions of this Act.

A contract or contracts under this Section are not subject to the provisions of the Illinois Procurement Code, except for Sections 20-60, 20-65, 20-70, and 20-160 and Article 50 of that Code, provided that the Chief Procurement Officer may, in writing with justification, waive any certification required under Article 50.

This exemption shall be repealed one year from the effective date of this amendatory Act.

✓ The Illinois State Police shall document the CPO's approval for each contract procured pursuant to this Section using the prescribed CPO form.

- 5) Public Construction Bond Act 30 ILCS 550: Public Act 104-0168 provides conditions when the State may withhold retainage from any payment to a contractor from public works contracts.

Additionally, a State agency may withhold as retainage a portion of the moneys from the payment of a contract if and only if the State agency determines satisfactory progress has not been achieved by a contractor or subcontractor. Satisfactory progress shall be clearly provided for in the contract between the State agency and the contractor or subcontractor. Determinations to retain payment must be based on the performance of milestones. Retainage may not be used as a substitute for good contract management.

If there are any questions regarding this notice, please ask your State Purchasing Officer or contact the Chief Procurement Office at (217) 622-1857.

- End -

