Request for Cure

Pursuant to 30 ILCS 500/50-57, the Chief Procurement Officer for General Services may, at the request of the State Purchasing Officer and agency head, permit a cure during an active procurement if a violation or deficiency of the Procurement Code, or of the procurement rules, regulations, policies, or practices promulgated by a chief procurement officer occurs.

Instructions for Submission: Complete sections 1-3. The State Purchasing Officer should provide the "Request for Cure" form to the Chief Procurement Officer with documentation as needed to support the request.

1. Procurement Deficiency

1.1 State Agency Name	DVA - Veterans Affairs
1.2 BidBuy Reference Number	26-497DVA-QUINC-B-52212
1.3 Procurement Description	EMERGENCY NOTICE - IVHQ- FY26 - FIFER TRANSFORMER REPLACEMENT
1.4 Date Agency notified SPO of the violation or deficiency	4/10/2026

1.5 Provide a clear description of the violation or deficiency, including reference to the statute, rule, regulation, CPO Notice, or practice lacking compliance.

The agency declared an emergency purchase after determining that immediate action was necessary to ensure continuation of required electrical services. A transformer serving the Fifer Long-Term Care Building at the IL Veterans Home Quincy caught fire and failed. On April 1, 2026, the emergency was published under procurement file 26-497DVA-QUINC-B-51808 and was awarded to Brown Electric, Inc. Following publication, the agency reviewed the underlying procurement documentation and recognized on April 10, 2026 that the emergency notice had been published under the wrong vendor name/FEIN. The vendor that was intended to receive the award was Brown Electric Construction Company, not Brown Electric, Inc. The error resulted from an administrative mistake from the Exec I Purchaser at the home during vendor selection within the BidBuy vendor selection process. To correct the record, the agency published a factual emergency purchase statement on May 18, 2026 to formally document the accurate vendor associated with the emergency procurement. This error resulted in a delay of 43 days, what should have been published by April 5, 2026 according to 30 ILCS 500/15-25 (c) and 30 ILCS500/20-30 (b) was not published until May 18. The emergency purchase statement published on May 18 did not revise the emergency declaration or extend the emergency time frame.

2. Justification to Cure the Violation or Deficiency

Provide a detailed explanation why the benefits of permitting a cure outweigh the potential harm to stakeholders.

Permitting a cure in this situation provides significant benefits that outweigh any potential harm to stakeholders. The underlying emergency procurement was initiated appropriately in response to an unforeseen transformer failure that created an immediate life-safety risk for residents, staff, and visitors. The emergency repair work was completed promptly and correctly by the intended vendor, ensuring continuity of essential operations and protecting public resources. The error that required correction was administrative in nature, a misidentification of the vendor, which was discovered only after publication and stemmed from internal home procurement staff selecting the wrong vendor in BidBuy, not from vendor performance or misconduct. Allowing the cure ensures that the procurement record accurately reflects the vendor that performed the emergency work, preserves the integrity of the procurement file, and ensures proper payment and accountability. Denying the cure would delay closure of the emergency procurement, and potentially hinder reimbursement to the vendor that completed the critical repairs. The emergency work was legitimate, necessary, and timely, and because the error was purely IDVA staff error, permitting the cure supports transparency and operational continuity without causing harm to stakeholders.

3. Recommended Action Necessary to Cure the Violation or Deficiency

Request for Cure

Provide a clear description of the action necessary to cure the violation or deficiency, including the party(ies) that will undertake the action and the time frame to complete each action.

The necessary action to cure the deficiency was the reposting of the emergency procurement under solicitation 26-497DVA-QUINC-B-52212. This corrective action was carried out by the Illinois Veterans Home Quincy Executive I Procurement Purchaser after the agency identified on April 10, 2026 that the original emergency publication issued on April 1, 2026 under file 26-497DVA-QUINC-B-51808 had incorrectly listed the vendor as Brown Electric, Inc. Between identifying the error on April 10 and the issuance of the corrected publication on May 18, the timeline was extended due to home procurement Exec I purchaser repeatedly not understanding or following the instructions provided by APO and SPO on how to properly correct the vendor identification error. To formally correct the public record and ensure accurate reflection of the vendor that performed the emergency work, a factual emergency purchase statement was finally completed and published on May 18, 2026, thereby resolving the deficiency. The agency acknowledges responsibility for the administrative errors and procedural misunderstandings that contributed to the delay. To prevent similar issues in the future, the agency will implement enhanced procurement training focused on vendor verification, BidBuy publication procedures, Emergency Procurements, and step-by-step corrective processes. This training will be supported by updated agency standard operating procedures, internal checklists and APO review prior to publication of emergency notices.

4. Agency Head and State Purchasing Officer Attestation

The agency head (designee not permitted) and State Purchasing Officer (SPO) individually attest: "I believe the integrity, transparency, and efficiency of the procurement can be maintained while permitting the cure."

Agency Head Name	Terry Prince	Date	Aug 11, 2026
Agency Head Signature	Terry Prince Digitally signed by Terry Prince Date: 2026.08.11 08:40:45 -05'00'		
SPO Name	Jennifer Klein	Date	Aug 11, 2026
SPO Signature	Jennifer A Klein Digitally signed by Jennifer A Klein Date: 2026.08.11 12:30:13 -05'00'		

5. Required Action to Cure or Rationale for Denying the Cure Request

I permit the action to cure of the reposting of the emergency procurement under solicitation 26-497DVA-QUINC-B-52212 on May 18, 2026. I also note that that one person's "administrative error" caused the agency's non-compliance with statutory requirements.

6. Chief Procurement Officer for General Services Determination

6.1 ☒ I authorize curing the violation or deficiency when following the action in section 5.

6.2 ☐ I deny the request to cure the violation or deficiency in subsection 1.4 based on the rationale in section 5.

Ellen H. Daley Signature	Ellen Holzman Daley Digitally signed by Ellen Holzman Daley Date: 2026.08.12 09:13:15 -05'00'	Date	Aug 12, 2026