




CHIEF PROCUREMENT OFFICE

Ellen H. Daley, General Services

Notice 2019.11 General Services

To: Agency Procurement Staff for
Department of Agriculture
Department of Financial and Professional Regulation
Department of Human Services
Department of Commerce and Economic Opportunity
Department of Public Health
Central Management Services Bureau of Strategic Sourcing
State Purchasing Officers

From: Ellen H. Daley 

Date: June 28, 2019

Subject: Exempt Procurements Pursuant to the Cannabis Regulation and Tax Act

CC: Procurement Compliance Monitors
Procurement Policy Board

Public Act 101-0027 exempts from the Illinois Procurement Code any procurement necessary for the Department of Agriculture, the Department of Financial and Professional Regulation, the Department of Human Services, the Departments of Commerce and Economic Opportunity, and the Department of Public Health to implement the Cannabis Regulation and Tax Act.

To exempt a procurement under this provision, the applicable agency must satisfy two conditions.

First, the agency shall make a good faith determination that it is necessary and appropriate for the expenditure to fall within the exemption. Second, the agency shall conduct the procurement process in a manner substantially in accordance with the requirements of Sections 20-160, 25-60, 30-22, 50-5, 50-10, 50-10.5, 50-12, 50-13, 50-20, 50-21, 50-35, 50-36, 50-37, 50-38, and 50-50 of the Procurement Code.; however, for Section 50-35, compliance applies only to contracts or subcontracts over \$100,000. 30 ILCS 500/1-10(b)(18).

Additionally, within 14 calendar days of entering into any contract under this exemption, the agency shall follow the specific BidBuy Job Aid (15C Exempt Notice) to publish on BidBuy a notice of the contract using the "Notice of Contract Pursuant to the Cannabis Regulation and Tax Act" form issued by the Chief Procurement Officer for General Services. Publication of this form on BidBuy satisfies the statute's monthly reporting requirement for these contracts.



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The Notice of Contract Pursuant to the Cannabis Regulation and Tax Act form is located at <https://www2.illinois.gov/cpo/general/Pages/BidBuy/BidBuy-Forms.aspx>.

BidBuy Job Aid (15C Exempt Notice) is located at <https://www2.illinois.gov/cpo/general/Pages/BidBuy/BidBuyTrainingResources.aspx>.

This CPO Notice, and other notices issued by the Chief Procurement Officer, are located at <https://www2.illinois.gov/cpo/general/Pages/CPONotices.aspx>.

This CPO Notice is effective immediately.

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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