

State of Illinois Procurement Policy

Community Development Block Grant Program Disaster Recovery Grant (CDBG-DR)

The State of Illinois (hereinafter referred to as the "State") is a recipient of federal Community Development Block Grant ("CDBG") funds allocated by the United States Department of Housing and Urban Development ("HUD"). As a recipient of CDBG funds, the State must adhere to the procurement requirements of Chapter 24 of the Federal Regulations. Under 24 CFR Part 85.36, States are required to follow the same policies and procedures that it uses in the procurement of supplies, materials, services, and equipment from non-federal funds in accordance with applicable State and local laws. Chapter 30 of the Illinois Compiled Statutes and Title 44 of the Illinois Administrative Code provide requirements for procurement of all State government contracts. Such laws ensure that procurement is conducted fairly and in a manner that encourages full and open competition.

The chart below provides a comparison of the procurement standards and requirements of 24 CFR 85.36 to the State's procurement laws, processes and standards found at 30 ILCS 500/1 *et seq.* and 44 Ill. Adm. Code Section 1 *et seq.*, Government Contracts, Procurement and Property Management, as follows:

24 CFR Part 85.36	Topic	State Provision	Comments
(b)(1)	General grantee procurement requirements	30 ILCS 500/1 <i>et seq.</i> ; 47 Ill. Adm. Code Sec. 110.110.	
(b)(2)	Contract administration system ensuring performance	30 ILCS 500/1 <i>et seq.</i> ; 44 Ill. Adm. Code Sec. 1 <i>et seq.</i>	
(b)(3)	Conflicts of interest/gifts	44 Ill. Adm. Code Sec. 1.5013; 30 ILCS 500/1 <i>et seq.</i>	
(b)(4)	Avoid purchase of unnecessary or duplicative items	30 ILCS 500/1 <i>et seq.</i>	
(b)(5)	Encourage use of intergovernmental agreements	N/A	Not mandated by HUD
(b)(6)	Encourage use of federal excess and surplus property	N/A	Not mandated by HUD

(b)(7)	Encourage use of value engineering clauses in construction contract	44 Ill. Adm. Code Sec. 1.2010	
(b)(8)	Award to responsible contractors	44 Ill. Adm. Code Sec. 1.2035	
(b)(9)	Maintain procurement history records	44 Ill. Adm. Code Sec. 1.2084	
(b)(10)	Only use time and materials contracts in certain circumstances	44 Ill. Adm. Code Sec. 1.2035	
(b)(11)	Grantee not Federal Government responsible for resolution of disputes and protests	N/A	Not mandated by HUD
(b)(12)	Protest and dispute resolution procedures	44 Ill. Adm. Code Sec. 1.5550	
(c)(1)	Full and open competition	30 ILCS 500/20; 44 Ill. Adm. Code Sec. 1.2010	
(c)(2)	Bar on geographic preferences	44 Ill. Adm. Code Sec. 1.4510(e)	
(c)(3)	Written selection procedures that identify all requirements and do not unduly restrict competition	44 Ill. Adm. Code Subpart E	
(c)(4)	Prequalification	30 ILCS 500/20-45; 44 Ill. Adm. Code Sec. 1.2045	
(d)(1)	Small Purchase	44 Ill. Adm. Code Sec. 1.2020	
(d)(2)	Bids	44 Ill. Adm. Code Subpart E	

(d)(3)	Competitive Proposals	30 ILCS 500/20-5; 44 Ill. Adm. Code Subpart E	
(d)(4)(i)(A)	Single Source	44 Ill. Adm. Code Sec. 1.2025	
(d)(4)(i)(B)	Emergency	44 Ill. Adm. Code Sec. 1.2030	
(d)(4)(i)(C)	Awarding agency authorizes noncompetitive	44 Ill. Adm. Code Sec. 1.2025	
(d)(4)(i)(D)	After solicitation competition determined inadequate	44 Ill. Adm. Code Sections 1.2025 and 1.2040	
(e)	MWBE	30 ILCS 575	
(f)	Price and cost analysis	44 Ill. Adm. Code Subpart E	
(g)	Awarding agency review	44 Ill. Adm. Code Sec.1.1005	
(h)	Bonds	30 ILCS 550/ <i>et seq.</i>	

The State has entered into grant agreements with units of general local government containing contract provisions which comply with the statutory requirements of 24 CFR 85.36 (i)(1), (2), (3), (5), (7), (10), (11), and (12).