

Illinois

Design – Build and Other  
Transportation  
Public – Private Partnerships



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# Design – Build Regulation



- ILL. Admin. Code. Tit. 68 §1380.296 (2002)  
(Professional Engineering)
- ILL. Admin. Code. Tit. 68 §1480.205 (2002)  
(Structural Engineering)
  
- Design – Build Entity must
  - Register under the Licensing Acts or
  - Contract within licensed or registered firm
  - Provide written disclosure of Design Firm to contracting party
  - Agree that Design Firm will have direct supervision of design work
  - If Design Firm is terminated replace it with another licensed firm within 30 days.

## ■ Design Firm Must:

- Substantially participate in all material aspects of the offering and providing of services related to:
  - Solicitation process
  - Contract negotiation
  - Design
  - Consultation
  - Preparation and coordination of technical submissions
  - Completion and verification of compliance.



## ■ Design – Build Authority in Illinois

- Home rule units of local government – Yes
- RTA – Yes

- 2/3 vote of Board members.
- Two steps process
- Qualifications
- Competitive Proposal

- Technical Submission
- Cost or price information

- IDOT – No
- Toll Highway Authority – No
- Pending Legislation

- SB. 766 – Capital Development Board. Passed Senate
- HB.1067 – Capital Development Board, IDOT, ILL. Tollway Authority



- Other PPP Legislation

- 20 ILCS 2705/2705-450

- Allows agreements with private entities for development of high speed rail and magnetic levitation.

- No comprehensive legislation



## ■ Other issues

- Real Estate (Leasehold) Taxes
- Depreciation



# Contact

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