



Rep. Kenneth Dunkin

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1 AMENDMENT TO HOUSE BILL 2669

2 AMENDMENT NO. _____. Amend House Bill 2669 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Chicago Vendor Diversity Commission Act.

6 Section 5. Definitions. For the purposes of this Act:

7 (a) "Minority person" means a person who is a citizen or
8 lawful permanent resident of the United States and who is any
9 of the following:

10 (1) American Indian or Alaska Native (a person having
11 origins in any of the original peoples of North and South
12 America, including Central America, and who maintains
13 tribal affiliation or community attachment).

14 (2) Asian (a person having origins in any of the
15 original peoples of the Far East, Southeast Asia, or the
16 Indian subcontinent, including, but not limited to,

1 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
2 the Philippine Islands, Thailand, and Vietnam).

3 (3) Black or African-American (a person having origins
4 in any of the black racial groups of Africa). Terms such as
5 "Haitian" or "Negro" can be used in addition to "Black or
6 African-American".

7 (4) Hispanic or Latino (a person of Cuban, Mexican,
8 Puerto Rican, South or Central American, or other Spanish
9 culture or origin, regardless of race).

10 (5) Native Hawaiian or Other Pacific Islander (a person
11 having origins in any of the original peoples of Hawaii,
12 Guam, Samoa, or other Pacific Islands).

13 (b) "Female" shall mean a person who is a citizen or lawful
14 permanent resident of the United States and who is of the
15 female gender.

16 (c) "Persons with disability" means a person who is a
17 citizen or lawful resident of the United States and is a person
18 qualifying as being disable under this subsection. "Disabled"
19 means severe physical or mental disability that:

20 (1) results from: amputation, arthritis, autism,
21 blindness, burn injury, cancer, cerebral palsy, Crohn's
22 disease, cystic fibrosis, deafness, head injury, heart
23 disease, hemiplegia, hemophilia, respiratory or pulmonary
24 dysfunction, an intellectual disability, mental illness,
25 multiple sclerosis, muscular dystrophy, musculoskeletal
26 disorders, neurological disorders, including stroke and

1 epilepsy, paraplegia, quadriplegia and other spinal cord
2 conditions, sickle cell anemia, ulcerative colitis,
3 specific learning disabilities, or end stage renal failure
4 disease; and

5 (2) substantially limits one or more of the person's
6 major life activities.

7 Another disability or combination of disabilities may also
8 be considered as severe disability for the purpose of the
9 paragraph (1) if it is determined by an evaluation of
10 rehabilitation potential to cause a comparable degree of
11 substantial function limitation similar to the specific list of
12 disabilities listed in paragraph (1).

13 (d) "Vendor" means any law firm, financial advisor, bank,
14 asset manager, underwriter or borrower that: (i) has debt
15 issued on its behalf; or (ii) provides any professional service
16 to any governmental participant in connection with debt
17 obligation transactions, auditing, banking services, asset
18 management services, or brokerage services.

19 (e) "Governmental participant" means any State agency or
20 State authority that issues bonds, notes, or other evidences of
21 indebtedness, State university, sanitary district, special
22 district, non-home rule unit of local government, pension fund,
23 or defined contribution plan that: (i) awards contracts to
24 vendors, and (ii) whose principle place of business is located
25 in a municipality of more than 1,000,000 inhabitants.

26 (f) "Commission" means the Vendor Diversity Commission.

1 Section 10. Vendor Diversity Commission.

2 (a) There is created the Vendor Diversity Commission to
3 promote and encourage the open access in the awarding of
4 governmental contracts to businesses with diverse hiring
5 practices. The State of Illinois further declares that it is
6 the public policy of this State to promote and encourage the
7 continuous economic development of businesses that hire and
8 promote minorities. For this purpose, the Commission shall have
9 the express authority to oversee all aspects of the diversity
10 reporting initiative created by this Act. The Commission may
11 adopt rules to fulfill its responsibilities under the Act.

12 (b) The Commission shall be comprised of the following
13 members serving without compensation:

14 (1) three members of the House of Representatives,
15 appointed by the Speaker of the House of Representatives;

16 (2) three members of the Senate, appointed by the
17 President of the Senate; and

18 (3) three members appointed by the Governor.

19 (c) The Speaker of the House of Representatives, the
20 President of the Senate, and the Governor shall each make his
21 or her appointments to the Commission within 45 days after the
22 effective date of this Act.

23 (d) No more than 6 members of the Commission shall be
24 affiliated with the same political party.

25 (e) Meetings. As soon as practicable after the members of

1 the Commission have been appointed, the members shall meet and
2 select a chairperson and a secretary. The initial chairperson
3 and secretary and their successors shall be selected by the
4 Commission from among its members for a term of 2 years or for
5 the remainder of their term of office as a member of the
6 Commission, whichever is the shorter. The Commission shall
7 comply with all aspects of the Illinois Open Meetings Act. The
8 Commission shall hold regular quarterly meetings and such other
9 meetings as may be called by the chairperson.

10 (f) Investigations by Commission. The Commission shall
11 investigate the enforcement of this Act and rules made under
12 this Act.

13 Section 15. Reporting Requirements.

14 (a) The Commission shall produce two forms requesting from
15 vendors demographic information of those who will participate
16 in the performance required under the contract: a front-end
17 report of professionals, and a supplemental report of
18 professionals. The vendor shall accurately report and file with
19 the Commission both the front-end report upon receipt of the
20 contract and the supplemental report upon completion of the
21 contract.

22 (b) All vendors shall, at the time of executing the
23 contract, complete the front-end form and submit the form to
24 the Commission. The vendor shall disclose to the Commission
25 those who are expected to participate in the performance of the

1 contract and shall provide within the front-end report the
2 following of each such person:

- 3 (1) racial and ethnic background;
4 (2) position within the company; and
5 (3) title.

6 (c) Within 30 days after the completion of performance
7 under the contract, the vendor shall file with the Commission a
8 supplemental report stating the following:

9 (1) the total time the vendor worked, per the terms of
10 the contract;

11 (2) the racial and ethnic background of each
12 professional who participated in the performance required
13 under the contract; and

14 (3) the amount of time spent by each such professional
15 to work on the performance required under the contract.

16 (d) Any vendor that fails to comply with this reporting
17 requirement shall be declared ineligible to do any business
18 with or provide any services to any governmental participant.

19 (e) The Commission shall compile data collected under
20 subsections (b) and (c) and report the same together with its
21 findings, if any, to the General Assembly on a quarterly basis.

22 Section 20. Repealer. This Act is repealed on January 1,
23 2025.

24 Section 99. Effective date. This Act takes effect upon

1 becoming law.".