

HOUSE No. 3029

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relating to the exemptions to the public records law..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 7(26)(s) of chapter 4 of the General Laws is hereby repealed.

2 SECTION 2. Section 7(26)(g) of chapter 4 of the General Laws, as appearing in the 2006
3 Official Edition, is hereby amended by striking out subclause (g) and replacing it with the
4 following paragraph:

5 (g) trade secrets or commercial financial, or proprietary information provided upon a
6 promise of confidentiality to a public entity for use in developing governmental policy or in
7 furtherance of necessary governmental functions, the disclosure of which would compromise the
8 entity’s performance of the public function;

9 SECTION 3. Section 1 of chapter 303 of the General Laws, as so appearing, is hereby
10 amended by striking after the word contract, in lines 98 and 99, the following language:-

11 “; provided, further, that for any such contract determined to contain confidential
12 information under subclause (r) of section 7 of chapter 4, the governmental body shall instead

13 maintain a record of the procurement processes and awards for 6 years after the date of the final
14 payment.”

15 and inserting in place thereof the following language:-

16 “; provided, further, that for any such contract determined to contain confidential
17 information under subclause (g) of section 7 of chapter 4, the governmental body shall instead
18 maintain a record of the procurement processes and awards for 6 years after the date of the final
19 payment.”