

SENATE No. 1420

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to privatization contracts..

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. The first paragraph of section 54 of chapter 7 of the General Laws, as
2 appearing in the 2002 Official Edition, is hereby amended by inserting after paragraph (1) the
3 following paragraph:-

4 The agency shall prepare a written statement that the services proposed to be the subject
5 of the privatization contract shall not be performed outside the territorial limits of the United
6 States. A privatization contract and a subsequent agreement, including an agreement resulting
7 from a rebidding of previously privatized service or an agreement renewing or extending a
8 privatization contract shall include:

9 (a) a provision prohibiting the person awarded the contract from performing any portion
10 of the services proposed to be the subject of the privatization contract outside the territorial limits
11 of the United States;

12 (b) a provision prohibiting the person awarded the contract from entering into a
13 subcontract with any person that will perform or will have performed on its behalf any portion of

14 the services proposed to be the subject of the privatization contract outside the territorial limits of
15 the United States.