

# SENATE . . . . . No. 2094

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## The Commonwealth of Massachusetts

In the Year Two Thousand Twenty-Four

SENATE, March 18, 2014.

The committee on State Administration and Regulatory Oversight to whom was referred the petition (accompanied by bill, Senate, No. 1514) of Richard T. Moore, Angelo L. D'Emilia, Michael O. Moore, John V. Fernandes and other members of the General Court for legislation to promote American manufacturing; petition (accompanied by bill, House, No. 2804) of John V. Fernandes and others that the State Purchasing Agent give preference to products or services manufactured or produced in the United States and petition (subject to Joint Rule 12) of Paul R. Heroux and others relative to the procurement of products or services by state agencies or authorities,- reports the accompanying bill (Senate, No. 2094).

For the committee,  
Kenneth J. Donnelly

**SENATE . . . . . No. 2094**

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**The Commonwealth of Massachusetts**

**In the Year Two Thousand Fourteen**

An Act to promote American manufacturing.

*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. Chapter 7 of the General Laws, as appearing in the 2010 Official Edition,  
2 is hereby amended by inserting after section 22O, the following new section: -

3           Section 22P. Notwithstanding any general or special law to the contrary relating to  
4 procurement, and to the extent permitted by federal law, a state agency or authority shall, after  
5 giving preference pursuant to the provision of section 22O of this chapter for the procurement of  
6 products or services from businesses, as defined in section 3A of chapter 23A, with their  
7 principal place of business in the commonwealth, shall establish a preference for products  
8 manufactured in the United States provided, however, that said domestic products shall not  
9 increase the cost of the product by more than ten percent. For purposes of this section,  
10 “manufactured” shall mean (i) in the case of an iron or steel product all manufacturing must take  
11 place in the United States, except metallurgical processes involving the refinement of steel  
12 additives; and (ii) in the case of a manufactured good, a good shall be considered manufactured  
13 in the United States if: (a) all the manufacturing processes for the product take place in the  
14 United States; and (b) all of the components of the product shall be of U.S. origin. A component  
15 shall be considered to be a product of U. S. origin if all the manufacturing processes take place in  
16 the United States, regardless of the origin of the subcomponents.

17           SECTION 2. The provisions of this act do not apply to Emergency and Life and Property  
18 Safety Goods. “Emergency and Life and Property Safety Goods” means any goods when  
19 provided for installation in, as part of, or for addition to, a system designed to prevent, respond  
20 to, alert regarding, suppress, control , or extinguish an emergency or the cause of an emergency,  
21 or assist evacuation in the event of an emergency, which emergency could threaten life or  
22 property. Examples of such systems include fire alarm, fire sprinkler, fire suppression, fire  
23 extinguisher, security, gas detection, intrusion detection, access control, video surveillance and

24 recording, mass notification, public address, emergency lighting, patient wandering, infant  
25 tagging and nurse call.