HOUSE DOCKET, NO. 160 FILED ON: 1/12/2015

HOUSE . . . . . No. 2749

The Commonwealth of Massachusetts

PRESENTED BY:

Paul R. Heroux

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to procure public products or services from Massachusetts or the United States.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Paul R. Heroux	*2nd Bristol*
James M. Cantwell	*4th Plymouth*
Kevin J. Kuros	*8th Worcester*
James R. Miceli	*19th Middlesex*
Michael O. Moore	*Second Worcester*

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HOUSE . . . . . No. 2749

By Mr. Heroux of Attleboro, a petition (accompanied by bill, House, No. 2749) of Paul R. Heroux and others relative to the procurement of products or services by state agencies or authorities. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *3752* OF 2013-2014.]

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act to procure public products or services from Massachusetts or the United States.

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

Strike section 220 and replace it with the following: Section 220. Notwithstanding any general or special law to the contrary relating to procurement, and to the extent permitted by federal law, a state agency or authority shall procure products or services from businesses, as defined in section 3A of chapter 23A, with their principal place of business in the commonwealth when available, provided that the same products or serves are not available for 10% less in cost out of the commonwealth. When products or services are not available in the commonwealth, they must be made from businesses within the United States, provided that the same products or serves are not available for 10% less out of United States. When products or services are not available within the United States, then foreign purchases are permissible. In addition, the operational services division shall endeavor to ensure that in any fiscal year no less than 15 per

11 cent of statewide procurement contracts are entered into with businesses, as so defined, which:
12 (i) are independently owned and operated; (ii) have a principal place of business in the
13 commonwealth; (iii) have been in business for at least 1 year; and (iv) are defined as a small
14 business under applicable federal law or are defined by the division as small businesses pursuant
15 to the small business purchasing program.