

SENATE No. 1627

The Commonwealth of Massachusetts

PRESENTED BY:

Kenneth J. Donnelly

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 upholding bidding integrity in the Commonwealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>

SENATE No. 1627

By Mr. Donnelly, a petition (accompanied by bill, Senate, No. 1627) of Kenneth J. Donnelly, David M. Rogers and Marc R. Pacheco for legislation to uphold bidding integrity in the Commonwealth. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1470 OF 2013-2014.]

The Commonwealth of Massachusetts

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

An Act upholding bidding integrity in the Commonwealth.

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 29F of chapter 29 of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by inserting, after section (i), the following section:-

3 (j) Any employer, contractor or subcontractor, or any officer or agent thereof who has
4 been debarred under this section, who contracts or otherwise secures or participates in contract
5 from which they are barred shall be punished by a fine of not more than \$250,000 or by
6 imprisonment for not more than one year for a first offense, or by both such fine and
7 imprisonment; for a subsequent willful offense, a fine of not more than \$500,000, or by
8 imprisonment for not more than two years, or by both such fine and such imprisonment.

9 SECTION 2. Section 25C of chapter 152 of the General Laws, as so appearing, is hereby
10 amended by inserting, in line 144, after the words “section fourteen” the following paragraph:-

11 (a) Any employer, contractor or subcontractor, or any officer or agent thereof who has
12 been debarred under this section, who contracts or otherwise secures or participates in contract
13 from which they are barred shall be punished by a fine of not more than \$250,000 or by
14 imprisonment for not more than one year for a first offense, or by both such fine and
15 imprisonment and for a subsequent willful offense a fine of not more than \$500,000, or by
16 imprisonment for not more than two years, or by both such fine and such imprisonment.

17 SECTION 3. Section 27C of Chapter 149, as so appearing, is hereby amended by
18 inserting, in line 53, after the words “in violation of this paragraph” the following new section:-

19 (4) Any employer, contractor or subcontractor, or any officer or agent thereof who has
20 been debarred for violating any provision of section 26, 27, 27A, 27B, 27F, 27G, 27H, who
21 contracts or otherwise secures or participates in any contract from which they are barred shall be
22 punished by a fine of not more than \$250,000 or by imprisonment for not more than one year for
23 a first offense, or by a fine and imprisonment and for a subsequent willful offense a fine of not
24 more than \$500,000, or by imprisonment for not more than two years, or by both such fine and
25 such imprisonment.