

# SENATE . . . . . No. 1716

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## The Commonwealth of Massachusetts

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PRESENTED BY:

***Michael F. Rush***

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*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 provide for efficient use of leased or rented property and prevent waste in use of leased or rented facilities.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>

# SENATE . . . . . No. 1716

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By Mr. Rush, a petition (accompanied by bill, Senate, No. 1716) of Michael F. Rush, Paul  
McMurtry and Richard J. Ross for legislation to provide for efficient use of leased or rented  
property and prevent waste in use of leased or rented facilities. State Administration and  
Regulatory Oversight.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1516 OF 2013-2014.]

## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
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An Act to provide for efficient use of leased or rented property and prevent waste in use of  
leased or rented facilities.

*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 43H of Chapter 7 of the General Laws, as appearing in the 2012  
2   Official Edition, is hereby amended by inserting at the end thereof, the following: - “; and  
3   provided further, that no such lease or tenancy at will or other rental agreement shall have been  
4   approved, that is not accompanied by a justification of the need for such property by the  
5   Commonwealth and that does not include a clause allowing the Commonwealth to terminate the  
6   lease in a reasonable manner and time when, in the opinion of the said the executive or  
7   administrative head of such state department, court, commission or board or the state  
8   superintendent of state office buildings, the continued need for such property is no longer  
9   apparent or justified.

10           The director of facilities management is hereby authorized and directed to review all  
11   current leases, tenancies at will or other rental agreements to ensure that any renewal or  
12   extension thereof shall include a clause allowing the commonwealth to terminate the lease,  
13   tenancy at will or rental agreement in a reasonable manner and time when, in the opinion of the  
14   executive or administrative head of the state department, court, commission or board or the  
15   superintendent of state office building, the continued need for such leased, occupied or rented  
16   property is no longer apparent or justified.”