

HOUSE No. 4851

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 27, 2018.

The committee on Ways and Means, to whom was referred the Bill relative to state contracting (House, No. 1660), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 4851).

For the committee,

JEFFREY SÁNCHEZ.

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**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to state contracting.

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 is hereby amended by inserting after section
2 22O the following new section:-

3 Section 22P. Any state agency or state authority, as defined in section 1 of chapter 29,
4 contracting for cleaning, maintenance or security guard services in any buildings shall abide by
5 section 27H of chapter 149. Any procurement bid or offer with the operational services division
6 or any other state procurement agent that does not follow the requirements under this section and
7 any rules promulgated under this section is a nonresponsive bid or offer. Any contract entered
8 into by any state agency or state authority, after the effective date of this section, shall be void if
9 it is not in compliance with this section and section 27H of chapter 149. Any solicitation by a
10 state agency or state authority contracting for cleaning, maintenance or security guard services in
11 any building shall include (1) a statement of required hours; (2) a worksheet requiring a
12 breakdown of the cost components of the hourly proposed rate as developed by the executive
13 office for administration and finance, or its designee; and (3) a provision for annual adjustments

14 to the contract price to reflect increases to wage and benefits requirements as determined by the
15 director of the department of labor standards.

16 SECTION 2. Section 27H of chapter 149 of the General Laws, as appearing in the 2016
17 Official Edition, is hereby amended by striking, in lines 1 and 2, the words "the cleaning and
18 maintenance of" and inserting in place thereof the following words:- cleaning, maintenance or
19 security guard services in.

20 SECTION 3. Said section 27H of said chapter 149, as so appearing, is hereby further
21 amended by inserting, after the word "maintenance", in line 6, the following words:- , security
22 guard.