

SENATE No. 1692

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 relative to state contracting.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>	
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>1/26/2017</i>
<i>Thomas M. McGee</i>	<i>Third Essex</i>	<i>1/26/2017</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>	<i>1/26/2017</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	<i>1/26/2017</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>1/27/2017</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>	<i>1/27/2017</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>1/30/2017</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>1/30/2017</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>1/30/2017</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/30/2017</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>	<i>1/30/2017</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>1/30/2017</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/1/2017</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>2/3/2017</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>2/3/2017</i>

SENATE No. 1692

By Mr. Donnelly, a petition (accompanied by bill, Senate, No. 1692) of Kenneth J. Donnelly, Steven Ultrino, Thomas M. McGee, Diana DiZoglio and other members of the General Court for legislation relative to state contracting. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

**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 executive, legislative or judicial department, office, commission,
4 board, bureau, institution, regional or independent authority, or any instrumentality thereof
5 contracting for cleaning, maintenance or security guard services in any buildings shall abide by
6 section 27H of chapter 149 and any rules promulgated thereunder. Any procurement bid or offer
7 with the operational services division or any other state procurement agent that does not follow
8 the requirements under this section and any rules promulgated under this section is a non-
9 responsive bid or offer. Any contract entered into by any department, office, commission,
10 institution or regional authority, after the effective date of this section, shall be void if it is not in
11 compliance with this section and section 27H of chapter 149. Any solicitation by a state
12 department, office, commission, institution or regional authority contracting for cleaning,

13 maintenance or security guard services in any building shall include: (1) a statement of required
14 hours; (2) a worksheet requiring a breakdown of the cost components of the hourly proposed rate
15 as developed by the executive office for administration and finance or its designee; and (3) a
16 provision for annual adjustments to the contract price to reflect increases to wage and benefits
17 requirements as determined by the director of the department of labor standards.

18 SECTION 2. Section 27H of chapter 149 of the General Laws, as appearing in the 2014
19 Official Edition, is hereby amended by striking out, in lines 1 and 2, the words “the cleaning and
20 maintenance of” and inserting in place thereof the following words:- cleaning, maintenance or
21 security guard services in

22 SECTION 3. Said section 27H is hereby further amended by inserting, after the word
23 “maintenance”, in line 6, the following words:- , security guard