HOUSE No. 3229

The Commonwealth of Massachusetts

PRESENTED BY:

Adam J. Scanlon

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:	DATE ADDED:
Adam J. Scanlon	14th Bristol	2/19/2021
Patrick Joseph Kearney	4th Plymouth	2/22/2021

HOUSE No. 3229

By Mr. Scanlon of North Attleborough, a petition (accompanied by bill, House, No. 3229) of Adam J. Scanlon and Patrick Joseph Kearney for legislation to procure public products or services from businesses in Massachusetts or the United States. State Administration and Regulatory Oversight.

The Commonwealth of Alassachusetts

In the One Hundred and Ninety-Second General Court (2021-2022)

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:

Chapter 7 of the General Laws is hereby amended by striking out section 22O, as appearing in the 2018 Official Edition, and inserting in place thereof the following section:-

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Section 22O. 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 cent of statewide procurement contracts are

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