

HOUSE No. 3238

The Commonwealth of Massachusetts

PRESENTED BY:

Chynah Tyler

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:	DATE ADDED:
<i>Chynah Tyler</i>	<i>7th Suffolk</i>	<i>2/3/2021</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/26/2021</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>	<i>2/26/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>5/12/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>5/26/2021</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>9/3/2021</i>

HOUSE No. 3238

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3238) of Chynah Tyler, Tami L. Gouveia and Bud L. Williams relative to state contracting for cleaning, maintenance or security guard services. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2793 OF 2019-2020.]

The Commonwealth of Massachusetts

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

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

11 department, office, commission, institution or regional authority contracting for cleaning,
12 maintenance or security guard services in any building shall include (1) a statement of required
13 hours; and (2) a worksheet requiring a breakdown of the cost components of the hourly proposed
14 rate as developed by the Executive Office for Administration and Finance or its designee; and (3)
15 a provision for annual adjustments to the contract price to reflect increases to wage and benefits
16 requirements as determined by the director of the department of labor standards.