

---

By Mr. Ames, a petition of Oliver F. Ames for legislation to provide for the construction, reconstruction, remodelling, or repair of certain low-rent housing projects. State Administration.

---

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Eight.

AN ACT PROVIDING FOR THE ELIMINATION OF COMPETITIVE BIDDING IN THE CONSTRUCTION, RECONSTRUCTION, REMODELLING, OR REPAIR OF CERTAIN LOW-RENT HOUSING PROJECTS.

*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 121 of the General Laws is hereby  
2 amended by adding to the third paragraph of section 26AA  
3 thereof a new subdivision (c) as follows: —

4 (c) Projects involving the purchase from a builder of new  
5 buildings to be built on land which he owns or has an option  
6 to purchase shall be approved by the board only if it makes  
7 the following determinations: (i) the housing authority has  
8 made a general invitation to builders in the community to sub-  
9 mit proposals for the construction of low-rent housing; (ii)  
10 the proposed project does not include in excess of one hundred  
11 dwelling units; (iii) the proposed project is not located ad-  
12 jacent to or within one eighth of a mile of any existing project;  
13 (iv) the design and layout of the proposed project is appropri-  
14 ate to the neighborhood in which it is to be located, and (v)  
15 an adequate supply of dwelling units for families of low income  
16 is not then available in the private market, and the housing au-  
17 thority, after reasonable effort, has been unable to obtain such  
18 units through the purchase acquisition, remodelling or repair  
19 of existing buildings.

1 SECTION 2. Chapter 121 of the General Laws is hereby  
2 amended by adding to section 26BB thereof a new paragraph  
3 as follows: —

4 An agreement between a housing authority and a builder  
5 for the purchase of low-rent housing to be built on land which  
6 he owns or has an option to purchase, or an agreement for  
7 the reconstruction, remodelling, or repair of existing housing  
8 which he owns or has an option to purchase shall not be deemed  
9 a contract for the construction, reconstruction, remodelling or  
10 repair of a public building by a governmental unit of the com-  
11 monwealth for the purposes of chapter 149, section 44A of the  
12 General Laws.