

By Mr. Harrington of Holden, petition of James T. Harrington that provision be made for an orderly transition of the taxation of real property by usage classification. Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Nine.

AN ACT CLARIFYING THE REQUIREMENT FOR LISTING SUBCONTRACTORS IN SUB-BIDS.

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. Amend section 44C of chapter 149 by deleting the
2 next to the last paragraph and inserting in place thereof the
3 following paragraph: —

4 The heating, ventilating and air conditioning section of the
5 specifications shall contain a paragraph requiring the sub-bidder
6 to list the information required in paragraph E of the "Form For
7 Sub-Bid" for all the sheet metal work and for all the insulation
8 work in that section and the plumbing section of the specifications
9 shall contain a paragraph requiring the sub-bidder to list the
10 information required in paragraph E for all the insulation work in
11 that section in each case where the awarding authority estimates
12 the cost of all the sheet metal work or the cost of all the insulation
13 work will exceed one thousand dollars and the awarding authority
14 shall not require a listing in paragraph E for any other sub-trade
15 work.

1 SECTION 2. Amend section 44H of chapter 149 by deleting the
2 last paragraph and inserting in place thereof the following
3 paragraph: —

4 Each sub-bidder for heating, ventilating and air conditioning
5 work shall list in paragraph E of the "Form For Sub-Bid" the name
6 and bid price of each person, firm, or corporation performing all of

7 the sheet metal work and of each person, firm or corporation
 8 performing all of the insulation work in the heating, ventilating
 9 and air conditioning section and each sub-bidder for plumbing
 10 work shall list in that paragraph E the name and bid price of each
 11 person, firm or corporation performing all of the insulation work
 12 in the plumbing section in each case where the heating, insulation
 13 and air conditioning section or the plumbing section requires such
 14 listing; provided that any sub-bidder may, without listing any bid
 15 prices, list his own name in said paragraph E for all of the sheet
 16 metal work or all of the insulation work in each section and
 17 perform that work with persons on its own payroll, if such sub-
 18 bidder has customarily performed that work with persons on its
 19 own payroll and is qualified so to do. Each person, firm or
 20 corporation in paragraph E shall have a right to a contract for the
 21 work in the amount listed and no sub-bidder shall list an amount
 22 different from the price quoted to the sub-bidder.

1 SECTION 3. Amend the "Form For Sub-Bid" in section 44G
 2 by deleting paragraph E and F and inserting the following
 3 paragraphs E and F:—

4 (E) The names of all persons, firms and corporations furnishing
 5 to the undersigned labor or labor and materials for which the
 6 provisions of the heating, ventilating and air conditioning section
 7 require a listing for the sheet metal and insulation work and for
 8 which the plumbing section requires a listing for the insulation
 9 work are:

10	Name	Work	Bid Price
11	_____ Sheet Metal	_____	_____
12	_____ Insulation	_____	_____

13 (Do not list a bid price if the sub-bidder will perform the sheet
 14 metal work or the insulation with persons on its own payroll.)

15 (F) the undersigned agrees that the above bids are bona fide bids
 16 for the specified work and that each person, firm or corporation
 17 will have a right to a contract for that amount for the work in the
 18 event the undersigned secures a subcontract on the basis of this
 19 sub-bid unless the awarding authority finds that such person, firm
 20 or corporation is not qualified to perform that work.