

By Mr. Hermann of North Andover, petition of the Associated Subcontractors of Massachusetts relative to authorizing the submission of certificates of eligibility or update statements after the opening of bids for certain public contracts. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Seven.

AN ACT PERMITTING SUBMISSION OF CERTIFICATE OF ELIGIBILITY OR UPDATE STATEMENT AFTER BID OPENING.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Amend section 44D, subparagraph (1) of chapter 149 by
- 2 striking the last sentence in subparagraph (1) and inserting in place
- 3 thereof the following sentence: —
- 4 If either the certificate of eligibility or the update statement or
- 5 both are not submitted with the bid, a bidder shall, within five
- 6 days after bid opening, Saturdays, Sundays and holidays
- 7 excluded, deliver to the awarding authority a copy of the bidder's
- 8 certificate of eligibility in effect at the time of bid opening and/
- 9 or the bidder's update statement. If a bidder fails to submit a copy
- 10 of the certificate or the update statement with the bid or within
- 11 such five days after bid opening, the bid deposit shall become and
- 12 be the property of the awarding authority as liquidated damages.

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