

By Mr. Carron of Southbridge, petition of Mark J. Carron and others relative to limiting the duration terms on state funded private contracts. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

PETITION OF:

Mark J. Carron
James B. Eldridge
Michael E. Festa

Thomas J. O'Brien
Alice Hanlon Peisch

In the Year Two Thousand and Five.

AN ACT TO ENSURE TAXPAYER CONFIDENCE ON STATE FUNDED PRIVATE CONTRACTS.

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

- 1 Chapter 30 of the General Laws is hereby amended by inserting
2 after Section 52 the following section:—
3 Section 52A. Notwithstanding any special or general law to the
4 contrary, the state purchasing agent, as defined by subsection (a)
5 of section 4A of chapter 7 of the General Laws shall restrict any
6 and all procurements for newly sought services or projects to a
7 maximum two year duration. If an initial project extends beyond
8 two years, the state purchasing agent may extend such contract
9 only after a full review of goods and/or services provided indicate
10 it is in the best interest of the Commonwealth to extend such con-
11 tract. This contract may be extended for no more than one addi-
12 tional year. In the instance of a procurement for maintenance
13 services to an initial project, the state purchasing agent shall limit
14 such maintenance contracts to an initial term of one year. At the
15 conclusion of one year, the state purchasing agent shall seek qual-
16 ified bids from a minimum of two qualified vendors if the value of
17 the contract exceeds \$50,000.00. In the instance where the value
18 of the maintenance contract is less than \$50,000.00, the state pur-

19 chasing agent may enter into up to two one year renewals with the
20 current qualified vendor. If two qualified vendors do not submit
21 bids for maintenance contract renewals, the state purchasing agent
22 may issue the renewal to the current vendor. The state purchasing
23 agent shall promulgate rules and regulations under Chapter 40 A
24 to effectuate this section.