

HOUSE No. 5039

The Commonwealth of Massachusetts

PRESENTED BY:

Russell E. Holmes

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 Chapter 30B: Uniform Procurement Act.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Russell E. Holmes</i>	<i>6th Suffolk</i>	<i>7/7/2022</i>

HOUSE No. 5039

By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 5039) of Russell E. Holmes (with the approval of the mayor and city council) relative to the procurement of supplies or services in the city of Boston. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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

An Act relative to Chapter 30B: Uniform Procurement Act.

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: Method of Procurement. In the City of Boston, notwithstanding sections 4,
2 5, 6 and 7 of M.G.L. ch. 30B, any other section of ch. 30B, or any other general or special law to
3 the contrary, the City of Boston, the Boston Public Health Commission, the Boston Housing
4 Authority, the Boston Water and Sewer Commission, and the Boston Redevelopment Authority
5 may utilize the following:

6 (a) For the procurement of a supply or service in the amount of \$10,000 or greater, but
7 not more than the Small Purchase threshold as defined by the Massachusetts Operational
8 Services Division, a procurement officer may seek written quotations from not fewer than three
9 disadvantaged businesses, diverse businesses, or small and local business enterprises, as certified
10 by the Massachusetts Supplier Diversity Office or the City of Boston, customarily providing the
11 supply or service. The procurement officer shall record: (1) the names and addresses of all
12 persons from whom quotations were sought, (2) the specifications used for the procurement, (3)

13 the names of the persons submitting quotations and (4) the date and amount of each quotation.
14 Such information shall be retained in the file required pursuant to M.G.L. ch. 30B s. 3.

15 (b) The procurement officer shall award the contract to the eligible and responsible
16 bidder offering the needed quality of supply or service at the lowest quotation.

17 SECTION 2. Severance Clause. The provisions of this act are severable and if any
18 provision, or portion thereof, should be held to be unconstitutional or otherwise invalid by any
19 court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the
20 remaining provisions, which remain in full force and effect.

21 SECTION 3: Effective Date. This act shall take effect immediately upon signing by the
22 Governor.