

SENATE No. 1742

The Commonwealth of Massachusetts

PRESENTED BY:

Richard T. Moore

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 passage of the accompanying bill:

An Act relative to veteran-owned small businesses.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Richard T. Moore</i>	<i>Worcester and Norfolk</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>John V. Fernandes</i>	<i>10th Worcester</i>
<i>Karen E. Spilka</i>	<i>Second Middlesex and Norfolk</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>
<i>Michael R. Knapik</i>	<i>Second Hampden and Hampshire</i>
<i>Jason M. Lewis</i>	<i>31st Middlesex</i>

SENATE No. 1742

By Mr. Richard T. Moore, a petition (accompanied by bill, Senate, No. 1742) of Richard T. Moore, Michael O. Moore, John V. Fernandes, Karen E. Spilka and other members of the General Court for legislation to establish a service-disabled veteran-owned small business procurement program for state contracts and purchasing. Veterans and Federal Affairs.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ □ SENATE
□ □ , NO. 1831 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to veteran-owned small businesses.

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. Section 40N of chapter 7 of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended, in line 11, after the word “business”, by striking out the
3 word “and” and inserting in place thereof: “,”

4 ; and further, in line 11, by inserting after the word “businesses”, the following: “and
5 service-disabled veteran-owned small businesses”

6 ; and further, in line 14, by inserting after the word “market”, the following: “; (6)
7 minority, women and veterans business enterprises frequently face special handicaps and
8 problems in achieving viable economic status; (7) the commonwealth is committed to creating a
9 culture of inclusion that values and promotes non-discrimination, equal opportunity and diversity
10 in all aspects of Commonwealth employment, business, programs, activities, and services”

11 ; and further, in line 14, by inserting after the word “end,”, the following: “and in
12 accordance with the powers and duties of the supplier diversity office, as set forth in section 61
13 of chapter 7,”

14 ; and further, in line 14, after the word “minority”, by striking out the word “and” and
15 inserting in place thereof: “businesses,”

16 ; and further, in line 15, by inserting after the word “businesses”, the following: “and
17 service-disabled veteran-owned small businesses”

18 ; and further, in line 21, after the words “minority-owned businesses”, by striking out the
19 word “and” and inserting in place thereof: “,”

20 ; and further, in line 21, by inserting after the words “women-owned businesses”, the
21 following: “and service-disabled veteran-owned small businesses”

22 ; and further, in line 58, by inserting after the word “project.”, a new paragraph as
23 follows: ““Service-Disabled Veteran-Owned Small Business”, a business that is verified by the
24 federal government’s Department of Veterans Affairs pursuant to the Veterans Benefits, Health
25 Care, and Information Technology Act of 2006, Pub. L. 109-461, the procurement program for
26 verified service-disabled veteran-owned small businesses or veteran-owned small businesses,
27 and determined to be a service-disabled veteran-owned small business concern in accordance
28 with 38 CFR Part 74 and Pub. L. 111-275.”

29 ; and further, in line 64, by inserting after the word “commonwealth;”, a new paragraph
30 as follows: ““Supplier diversity office” or “SDO”, shall have the same meaning as found in
31 section 58 of chapter 7.”

32 ; and further, in line 75, after the words “director of the”, by striking out the words “state
33 office of minority and women business assistance, may” and inserting in place thereof: “supplier
34 diversity office, shall”

35 ; and further, in line 77, after the words “minority-owned”, by striking out the word “and”
36 and inserting in place thereof: “businesses,”

37 ; and further, in line 78, by inserting after the words “women-owned businesses”, the
38 following: “and service-disabled veteran-owned small businesses”

39 ; and further, in line 80, after the words “minority-owned”, by striking out the word “and”
40 and inserting in place thereof: “businesses,”

41 ; and further, in line 80, by inserting after the words “women-owned businesses”, the
42 following: “and service-disabled veteran-owned small businesses”

43 ; and further, in line 81, by inserting after the words “building projects”, the following: “;
44 and, in no case shall the participation goals established for service-disabled veteran-owned small
45 businesses be lower than the greater of the participation goals established for minority-owned
46 and women-owned businesses”

47 ; and further, in line 82, after the words “minority-owned business”, by striking out the
48 word “and” and inserting in place there of: “,”

49 ; and further, in line 83, by inserting after the word “business”, the following: “and
50 service-disabled veteran-owned small business”

51 ; and further, in line 84, after the words “minority-owned businesses”, by striking out the
52 word “and” and inserting in place there of: “,”

53 ; and further, in line 84, by inserting after the words “women-owned businesses”, the
54 following: “and service-disabled veteran-owned small businesses”

55 ; and further, in line 89, after the words “minority-owned businesses”, by striking out the
56 word “and” and inserting in place there of: “,”

57 ; and further, in line 89, by inserting after the words “women-owned businesses”, the
58 following: “and service-disabled veteran-owned small businesses; however, in no case shall the
59 participation goals established for service-disabled veteran-owned small businesses be lower
60 than the greater of the participation goals established for minority-owned and women-owned
61 businesses”

62 ;and further, in line 89, after the word “the”, by striking out the words “state office of
63 minority and women business assistance” and inserting in place thereof: “supplier diversity
64 office”

65 ; and further, in line 92, after the words “minority-owned businesses”, by striking out the
66 word “and” and inserting in place there of: “,”

67 ; and further, in line 92, by inserting after the words “women-owned businesses”, the
68 following: “and service-disabled veteran-owned small businesses”

69 ; and further, in line 94, after the words “minority-owned businesses”, by striking out the
70 word “and” and inserting in place there of: “,”

71 ; and further, in line 94, by inserting after the words “women-owned businesses”, the
72 following: “and service-disabled veteran-owned small businesses”

73 ; and further, in line 95, after the word “of”, by striking out the word “SOMWBA” and
74 inserting in place thereof: “SDO”

75 ; and further, in line 100, after the word “of”, by striking out the words “state office of
76 minority and women business assistance” and inserting in place thereof: “the supplier diversity
77 office”

78 ; and further, in line 101-102, after the words “minority-owned businesses”, by striking
79 out the word “and” and inserting in place there of: “,”

80 ; and further, in line 102, by inserting after the words “women-owned businesses”, the
81 following: “and service-disabled veteran-owned small businesses”

82 ; and further, in line 108, by inserting after the word “year.”, the following: “The
83 participation goals established for service-disabled veteran-owned small businesses shall be no
84 less than the greater of the participation goals established by the supplier diversity office for
85 minority-owned and women-owned businesses for contracts awarded for capital facility projects
86 and state assisted building projects in the calendar year.”

87 ; and further, in line 110, after the words “minority-owned businesses”, by striking out
88 the words “and for” and inserting in place there of: “,”

89 ; and further, in line 110, by inserting after the words “women-owned businesses”, the
90 following: “and service-disabled veteran-owned small businesses”

91 ; and further, in line 112, after the words “minority-owned businesses”, by striking out
92 the word “and” and inserting in place there of: “,”

93 ; and further, in line 113, by inserting after the word “businesses”, the following: “and
94 service-disabled veteran-owned small businesses”

95 ; and further, in line 115, after the words “minority owned businesses”, by striking out the
96 word “and” and inserting in place there of: “,”

97 ; and further, in line 115, by inserting after the words “women owned businesses,”, the
98 following: “and service-disabled veteran-owned small businesses”

99 ; and further, in line 119, after the words “minority-owned businesses”, by striking out
100 the word “and” and inserting in place there of: “,”

101 ; and further, in line 120, by inserting after the word “businesses,”, the following: “and
102 service-disabled veteran-owned small businesses”

103 ; and further, in line 121, after the words “director of the”, by striking out the words
104 “state office of minority and women business assistance” and inserting in place thereof: “supplier
105 diversity office”

106 ; and further, in line 124, after the words “minority-owned business”, by striking out the
107 word “and” and inserting in place there of: “,”

108 ; and further, in line 125, by inserting after the word “business,”, the following: “and
109 service-disabled veteran-owned small business”

110 ; and further, in line 125-126, after the words “minority-owned businesses”, by striking
111 out the word “and” and inserting in place there of: “,”

112 ; and further, in line 126, by inserting after the words “women-owned businesses”, the
113 following: “and service-disabled veteran-owned small businesses”

114 ; and further, in line 134, after the words “program, the”, by striking out the words “state
115 office of minority and women business assistance” and inserting in place thereof: “supplier
116 diversity office”

117 ; and further, in line 147, after the word “the”, by striking out the words “state office of
118 minority and women business assistance” and inserting in place thereof: “supplier diversity
119 office”

120 ; and further, in line 155, after the words “minority owned business”, by striking out the
121 word “and” and inserting in place there of: “,”

122 ; and further, in line 155, by inserting after the words “women owned business”, the
123 following: “and service-disabled veteran-owned small business”

124 ; and further, in line 156, after the words “minority-owned”, by striking out the word “or”
125 and inserting in place there of: “business,”

126 ; and further, in line 156, by inserting after the words “women-owned business”, the
127 following: “and service-disabled veteran-owned small business”

128 ; and further, in line 159, after the words “minority-owned”, by striking out the word
129 “and” and inserting in place there of: “businesses,”

130 ; and further, in line 159, by inserting after the words “women-owned businesses”, the
131 following: “and service-disabled veteran-owned small businesses”.

132 SECTION 2. Section 61 of chapter 7 of the General Laws, as appearing in the 2010
133 Official Edition, is hereby amended, in line 29, after the word “minority”, by striking out the
134 word “and” and inserting in place there of: “,” ; and further, in line 29, by inserting after
135 the word “women”, the following: “and veteran”

136 ; and further, in line 41-42, after the word “minority”, by striking out the word “and” and
137 inserting in place there of: “,”

138 ; and further, in line 42, by inserting after the word “women”, the following: “and
139 veteran”

140 ; and further, in line 42, after the word “minority”, by striking out the word “and” and
141 inserting in place there of: “,”

142 ; and further, in line 42, by inserting after the word “women”, the following: “and
143 veteran”

144 ; and further, in line 57, after the word “persons”, by striking out the word “and” and
145 inserting in place there of: “,”

146 ; and further, in line 57, by inserting after the word “women”, the following: “and
147 veterans”

148 ; and further, in line 80, after the words “minority-owned”, by striking out the word “and”
149 and inserting in place there of: “businesses,”

150 ; and further, in line 80, by inserting after the word “businesses”, the following: “and
151 service-disabled veteran-owned small businesses”

152 ; and further, in line 82-83, after the words “minority-owned”, by striking out the word
153 “and” and inserting in place there of: “business,”

154 ; and further, in line 83, by inserting after the word “business”, the following: “and
155 service-disabled veteran-owned small business”

156 ; and further, in line 84-85, after the word “minority-owned business”, by striking out the
157 word “and” and inserting in place there of: “,”

158 ; and further, in line 85, by inserting after the words “women-owned business”, the
159 following: “and service-disabled veteran-owned small business”

160 ; and further, in line 86, after the word “businesses”, by striking out the word “and” and
161 inserting in place there of: “,”

162 ; and further, in line 87, by inserting after the word “businesses”, the following: “and
163 service-disabled veteran-owned small businesses”

164 ; and further, in line 104, after the words “minority owned businesses”, by striking out the
165 word “and” and inserting in place there of: “,”

166 ; and further, in line 104, by inserting after the words “women owned businesses”, the
167 following: “and service-disabled veteran-owned small businesses”

168 ; and further, in line 109, after the words “minority owned businesses”, by striking out the
169 word “and” and inserting in place there of: “,”

170 ; and further, in line 109, by inserting after the words “women owned businesses”, the
171 following: “and service-disabled veteran-owned small businesses”

172 ; and further, in line 114, after the words “women-owned businesses”, by striking out the
173 words “or both” and inserting in place there of: “, service-disabled veteran-owned small
174 businesses, or all three”

175 ; and further, in line 116, after the words “minority-owned businesses”, by striking out
176 the word “and” and inserting in place there of: “,”

177 ; and further, in line 116, by inserting after the words “women-owned businesses”, the
178 following: “and service-disabled veteran-owned small businesses”

179 ; and further, in line 118, by inserting after the word “factors”, the following: “and in no
180 case shall the participation goals established for service-disabled veteran-owned small businesses
181 be lower than the greater of the participation goals established for minority-owned and women-
182 owned businesses”

183 ; and further, in line 132, after the words “minority owned business”, by striking out the
184 word “and” and inserting in place there of: “,”

185 ; and further, in line 132, by inserting after the words “women owned business”, the
186 following: “and service-disabled veteran-owned small business”

187 ; and further, in line 133, after the words “minority-owned”, by striking out the word “or”
188 and inserting in place there of: “business,”

189 ; and further, in line 133, by inserting after the words “women-owned business”, the
190 following: “or service-disabled veteran-owned small business”

191 ; and further, in line 136, after the words “minority-owned”, by striking out the word
192 “and” and inserting in place there of: “businesses,”

193 ; and further, in line 136, by inserting after the words “women-owned businesses”, the
194 following: “and service-disabled veteran-owned small businesses”.