

HOUSE No. 1427

The Commonwealth of Massachusetts

PRESENTED BY:

Mary S. Keefe

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 regarding fair business practices in the Commonwealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>
<i>Jose F. Tosado</i>	<i>9th Hampden</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>
<i>John C. Velis</i>	<i>4th Hampden</i>
<i>Dennis A. Rosa</i>	<i>4th Worcester</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>
<i>Michael D. Brady</i>	<i>9th Plymouth</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Michael J. Moran</i>	<i>18th Suffolk</i>

<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>
<i>John J. Mahoney</i>	<i>13th Worcester</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>John W. Scibak</i>	<i>2nd Hampshire</i>
<i>Aaron Vega</i>	<i>5th Hampden</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>

HOUSE No. 1427

By Ms. Keefe of Worcester, a petition (accompanied by bill, House, No. 1427) of Mary S. Keefe and others for legislation to establish penalties for debarred employers, contractors and subcontractors illegally participating in contracts. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1421 OF 2013-2014.]

The Commonwealth of Massachusetts

—————
**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**
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An Act regarding fair business practices in the Commonwealth.

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 29F of chapter 29 of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by inserting, after section (i), the following section:-

3 (j) Any employer, contractor or subcontractor, or any officer or agent thereof who has
4 been debarred under this section, who contracts or otherwise secures or participates in contract
5 from which they are barred shall be punished by a fine of not more than \$250,000 or by
6 imprisonment for not more than one year for a first offense, or by both such fine and
7 imprisonment; for a subsequent willful offense, a fine of not more than \$500,000, or by
8 imprisonment for not more than two years, or by both such fine and such imprisonment.

9 SECTION 2. Section 25C of chapter 152 of the General Laws, as so appearing, is hereby
10 amended by inserting, in line 144, after the words "section fourteen" the following paragraph:-

11 (a) Any employer, contractor or subcontractor, or any officer or agent thereof who has
12 been debarred under this section, who contracts or otherwise secures or participates in contract
13 from which they are barred shall be punished by a fine of not more than \$250,000 or by
14 imprisonment for not more than one year for a first offense, or by both such fine and
15 imprisonment and for a subsequent willful offense a fine of not more than \$500,000, or by
16 imprisonment for not more than two years, or by both such fine and such imprisonment.

17 SECTION 3. Section 27C of Chapter 149, as so appearing, is hereby amended by
18 inserting, in line 53, after the words "in violation of this paragraph" the following new section:-

19 (4) Any employer, contractor or subcontractor, or any officer or agent thereof who has
20 been debarred for violating any provision of section 26, 27, 27A, 27B, 27F, 27G, 27H, who
21 contracts or otherwise secures or participates in any contract from which they are barred shall be
22 punished by a fine of not more than \$250,000 or by imprisonment for not more than one year for
23 a first offense, or by a fine and imprisonment and for a subsequent willful offense a fine of not
24 more than \$500,000, or by imprisonment for not more than two years, or by both such fine and
25 such imprisonment.