

SENATE No. 1764

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Rush

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 to provide for efficient use of leased or rented property and prevent waste in use of leased or rented facilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>	
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/7/2017</i>

SENATE No. 1764

By Mr. Rush, a petition (accompanied by bill, Senate, No. 1764) of Michael F. Rush and Paul
McMurtry for legislation to provide for efficient use of leased or rented property and prevent
waste in use of leased or rented facilities. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1716 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act to provide for efficient use of leased or rented property and prevent waste in use of
leased or rented facilities.

*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 43H of Chapter 7 of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by inserting at the end thereof, the following: - “; and
3 provided further, that no such lease or tenancy at will or other rental agreement shall have been
4 approved, that is not accompanied by a justification of the need for such property by the
5 Commonwealth and that does not include a clause allowing the Commonwealth to terminate the
6 lease in a reasonable manner and time when, in the opinion of the said the executive or
7 administrative head of such state department, court, commission or board or the state
8 superintendent of state office buildings, the continued need for such property is no longer
9 apparent or justified.

10 The director of facilities management is hereby authorized and directed to review all
11 current leases, tenancies at will or other rental agreements to ensure that any renewal or
12 extension thereof shall include a clause allowing the commonwealth to terminate the lease,
13 tenancy at will or rental agreement in a reasonable manner and time when, in the opinion of the
14 executive or administrative head of the state department, court, commission or board or the
15 superintendent of state office building, the continued need for such leased, occupied or rented
16 property is no longer apparent or justified.”