

SENATE No. 01871

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 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>Richard T. Moore</i>	<i>Worcester and Norfolk</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>John V. Fernandes</i>	<i>10th Worcester</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>

SENATE No. 01871

By Mr. Moore, petition (accompanied by bill, Senate, No. 1871) of Tarr, Stanley, Fernandes and other members of the General Court for legislation to provide for efficient use of leased or rented property and prevent waste in use of leased or rented facilities [Joint Committee on State Administration and Regulatory Oversight].

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

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 2008
2 Official Edition, is hereby amended by inserting at the end thereof, the following: -
3 ; and provided further, that no such lease or tenancy at will or other rental agreement shall have
4 been 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 SECTION 2. Said Section 43H of Chapter 7 of the general laws, is hereby further
11 amended, by adding the following new paragraphs: -

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