

SENATE, NO. 2499

[Senate, June 21, 2010 - New draft of Senate, No. 1420 reported from the committee on State Administration and Regulatory Oversight.]



The Commonwealth of Massachusetts

IN THE YEAR OF TWO THOUSAND AND TEN

AN ACT RELATIVE TO PRIVATIZATION CONTRACTS.

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.** The first paragraph of section 54 of chapter 7 of the General Laws, as
2 appearing in the 2008 Official Edition, is hereby amended by inserting after paragraph (1) the
3 following paragraph:—

4 (1A) The agency shall prepare a written statement that the services proposed to be the
5 subject of the privatization contract shall not be performed outside the territorial limits of the
6 United States. A privatization contract and any subsequent agreement, including an agreement

7 resulting from a rebidding of previously privatized service or an agreement renewing or
8 extending a privatization contract shall include:

9 (a) a provision prohibiting the person awarded the contract from performing any portion
10 of the services proposed to be the subject of the privatization contract outside the territorial limits
11 of the United States;

12 (b) a provision prohibiting the person awarded the contract from entering into a subcontract with
13 any person that will perform or will have performed on its behalf any portion of the services
14 proposed to be the subject of the privatization contract outside the territorial limits of the United
15 States.