

MASSACHUSETTS PROCUREMENT CODE

Fiscal Year End: June 30

1. **Prequalifications:** Lists of prospective bidders may be kept and given notice, but not required to bid.
 - a. **MA General Laws 30B.5.c.5** → The procurement officer may distribute copies of the notice to prospective bidders, and may compile and maintain lists of prospective bidders to which notices may be sent.
2. **Auto-drop:** None.
3. **Life Cycle Costing (LCC):** Evaluations based on LCC may be used if set forth in the ITB.
 - a. **MA General Laws 30B.6.e** → The chief procurement officer shall designate the individual or individuals responsible for the evaluation of the proposals on the basis of criteria other than price. The designated individuals shall prepare their evaluations based solely on the criteria set forth in the request for proposals. Such criteria shall include all standards by which acceptability will be determined as to quality, workmanship, results of inspections and tests, and suitability for a particular purpose, and shall also include all other performance measures that will be utilized...
4. **Piggybacking:** Not mentioned.
5. **Recycle Preferences:** None.
6. **Minority/Small/Disadvantaged Business Enterprise preferences:**
Massachusetts has a Sheltered Market Program which sets aside certain ITBs in which only minority, women-owned and veteran-owned businesses can participate.
 - a. **MA General Laws 30B.18.a** → "Sheltered market program", a program under which certain contracts are designated by the chief procurement officer for procurement from one or more classes of disadvantaged vendors.
 - b. **MA General Laws 30B.18.e** → In no event shall a contract designated for inclusion in a sheltered market program be awarded on a sole source basis. If fewer than three responsive bids, proposals, or quotations are received, or if all bids, proposals, or quotations are rejected pursuant to section nine, the contract shall not be awarded under the sheltered market program.
7. **Cooperative Purchasing**
National IPA
The City of Tucson, AZ has awarded a national cooperative purchasing agreement available to agencies through National Intergovernmental Purchasing Alliance (National IPA). Visit the National IPA website for state specific information <http://www.nationalipa.org/statutes.html>

National Joint Powers Alliance (NJPA)

NJPA currently supports over 100 national contracts for products and services that are available to local governmental agencies and other not for profit entities. Additional information can be found by visiting NJPA's State Procurement Resources web site.

<http://www.njpacoop.org/national-cooperative-contract-solutions/legal-authority/>

***** Massachusetts General Laws, Chapter 30B (Uniform Procurement Act):**

<http://www.mass.gov/legis/laws/mgl/gl-30b-toc.htm>