

JAN 18 2006

A BILL FOR AN ACT

RELATING TO PAYMENT TO CONTRACTORS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 103-10, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) Any person who renders a proper statement for goods
4 delivered or services performed, pursuant to contract, to any
5 agency of the State or any county, shall be paid no later than
6 [~~thirty~~] fifteen calendar days following receipt of the
7 statement or satisfactory delivery of the goods or performance
8 of the services. In the event circumstances prevent the paying
9 agency from complying with this section, the person shall be
10 entitled to interest from the paying agency on the principal
11 amount remaining unpaid at a rate equal to the prime rate for
12 each calendar quarter plus two per cent, commencing on the
13 thirtieth day following receipt of the statement or satisfactory
14 delivery of the goods or performance of the services, whichever
15 is later, and ending on the date of the check. As used in this
16 subsection, "prime rate" means the prime rate as posted in the
17 Wall Street Journal on the first business day of the month
18 preceding the calendar quarter."



1 SECTION 2. Section 507-43, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Time for filing. The Application and Notice shall be
4 filed not later than [~~forty-five~~] thirty days after the date of
5 completion of the improvement against which it is filed. Where
6 title to the property involved, or any portion thereof, is
7 registered in the land court and the lien is not claimed solely
8 against the lessees' interest in one or more leasehold time
9 share interests as described in section 501-20, it shall be
10 incumbent upon the lienor to file a certified copy of the Order
11 Directing Lien To Attach in the office of the assistant
12 registrar of the land court within seven days after the entry
13 thereof in order to preserve the lienor's rights against
14 subsequent encumbrancers and purchasers of the property."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 

SB2033

Report Title:

Payment to Contractors

Description:

Shortens the time in which contractors are required to be paid for goods furnished and services performed under public contracts, public procurement, and mechanic's and materialman's lien.

