

JAN 25 2006

A BILL FOR AN ACT

RELATING TO PREFERENCES UNDER THE PROCUREMENT CODE.

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

1 SECTION 1. Chapter 103D, Hawaii Revised Statutes, is
2 amended by adding a new section to part X to be appropriately
3 designated and to read as follows:

4 "§103D- Preference to bidders employing persons with
5 disabilities. (a) When a governmental body contracts for
6 goods, services, or construction, a preference shall be given to
7 a responsible and responsive bidder who pledges to hire
8 individuals with disabilities on or before the starting date of
9 the contract; provided that the new employment shall continue at
10 least for the duration of the contract. The preference, in an
11 amount equal to the percentage of individuals with disabilities
12 employed by the bidder, shall be subtracted from the offer for
13 purposes of source selection only; provided that the preference
14 shall not exceed twenty-five per cent of the bid price. When
15 determining the percentage of persons with disabilities employed
16 by the bidder, part-time employees will be counted in proportion
17 to the number of hours worked in a forty hour week.

1 (b) The department of human services shall establish a
 2 registry of individuals with disabilities who are work-ready who
 3 responsible and responsive bidders may use in fulfilling their
 4 pledges to hire individuals with disabilities under subsection
 5 (a).

6 (c) For purposes of this section, "individual with
 7 disabilities" means any individual who has a physical or mental
 8 impairment that substantially limits one or more major life
 9 activities, including an individual who has been determined to
 10 be disabled or suffer disability by the department of human
 11 services, the department of health, the vocational
 12 rehabilitation and services for the blind division, or a private
 13 physician."

14 SECTION 2. New statutory material is underscored.

15 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: Theranne Chun Oakland

[Signature]
John L. C.
Clarence W. Richman
Will Syro

SB. NO. 2625

Report Title:

Procurement; Preference; Employment of Individuals with Disabilities

Description:

Establishes a preference under the procurement code for employers who pledge to hire persons with disabilities when contracting for goods, services, or construction.

