STAND. COM. REP. NO. 1821

Honolulu, Hawaii

Agres , 2007

RE: S.B. No. 17

S.D. 2 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 17, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PROCUREMENT,"

begs leave to report as follows:

The purpose of this bill is to make government contracting less burdensome for small design firms by prohibiting certain government contracts under \$1,000,000, from requiring the contractor to defend the governmental body from any liability, damage, loss, or claim, action, or proceeding arising out of the contractor's performance under the contract.

The Department of the Attorney General, American Society of Civil Engineers, Coalition of Hawaii Engineering and Architectural Professionals, Fung Associates, Group 70 International, Inc., Engineering Solutions, Inc., Gray, Hong, Nojima & Associates, Inc., KAI Hawaii Inc., Yogi Kwong Engineers, LLC, MOSS Engineering, Inc., Ferraro Choi and Associates, Ltd., Cedric D.O. Chong & Associates, Incorporated, Fukunaga & Associates, Inc., and many concerned individuals testified in support of this bill. The Department of the Corporation Counsel of the City and County of Honolulu offered comments.

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As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 17, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R OSHIRO Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature

HSCK 1821

Record of Votes of the Committee on Finance

Bill/Resolution No.: SB 17 SDZ HDZ Date: 3/2010 7				
Committee Referral: The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended	namended Pass, with amendments			
Hold	Pass, with amendments, for recommittal for further consideration			
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	V			
2. LEE, Marilyn B. (VC)	V			
3. BELATTI, Della Au	V			
4. BROWER, Tom	ν			
5. CARROLL, Mele	V			
6. CHONG, Pono	V			
7. HANOHANO, Faye P.	<u> </u>			
8. HAR, Sharon E.	V			
9. MAGAOAY, Michael Y.	<u> </u>			
10. MANAHAN, Joey	ν		,	
11. MIZUNO, John				
12. NAKASONE, Bob	レ			
13. RHOADS, Karl				
14. SAGUM, Roland D., III				~
15. TOKIOKA, James Kunane				
16. AWANA, Karen Leinani				
17. MEYER, Colleen Rose	~			
18. WARD, Gene, Ph.D.	~			
TOTAL	16	0	0	2
The recommendation is:				
□ Not Adopted				
If joint referral, did not support recommendation.				
committee acronym(s)				
marily 3. Lee				
Vice Chair's or designee's signature:				
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