
A BILL FOR AN ACT

RELATING TO 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 be appropriately designated
3 and to read as follows:

4 "§103D- Hawaii agricultural products. (a) To encourage
5 the purchase and use of Hawaii agricultural products in the food
6 operations of state correctional facilities, state hospitals and
7 healthcare facilities, and public schools, contracts shall be
8 awarded to the lowest responsible and responsive bidders, with
9 preference given to the agricultural products raised or grown in
10 Hawaii.

11 (b) The policy board shall adopt rules in accordance with
12 chapter 91 governing preference for Hawaii agricultural
13 products. The rules shall establish percentages of preference
14 and the method of determining the qualifications of various
15 agricultural products for preference.

16 (c) The state procurement office, with the assistance of
17 the department of agriculture, shall develop a Hawaii



1 agricultural product program that shall require the state
2 purchasing agents of food operations at state correctional
3 facilities, state hospitals and healthcare facilities, and
4 public schools to:

5 (1) Apply a preference to the purchase of agricultural
6 products that are raised or grown in Hawaii before
7 purchasing agricultural products that are not raised
8 or grown in Hawaii; and

9 (2) Set goals to increase, in increments, the purchase of
10 Hawaii agricultural products from ten per cent per
11 year to a maximum of fifty per cent per year.

12 (d) The chief procurement officers for food operations at
13 state correctional facilities, state hospitals and healthcare
14 facilities, and public schools, shall periodically review their
15 specifications to determine whether discrimination against
16 procured Hawaii agricultural products exists and shall revise
17 these specifications to eliminate any discrimination.

18 (e) This section shall not apply whenever its application
19 will disqualify an agency from receiving federal funds or aid.

20 (f) For purposes of this section, "Hawaii agricultural
21 products" means any floricultural, horticultural, viticultural,
22 forestry, nut, coffee, dairy, livestock, poultry, bee, farm or



1 plantation products, and fish and aquacultural commodities
2 raised or grown in Hawaii."

3 SECTION 2. New statutory material is underscored.

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



Report Title:

Procurement Code; Preference; Agricultural Products; Hawaii

Description:

Requires procurement contracts for food operations of state correctional facilities, state hospitals and healthcare facilities, and public schools to be awarded to the lowest responsible and responsive bidders, with preference given to the agricultural products raised or grown in Hawaii. (HB396 HD1)

