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# A BILL FOR AN ACT

RELATING TO PUBLIC PROCUREMENT.

**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 for employment of individuals with  
5 disabilities and certain public assistance recipients. (a)  
6 When a governmental body contracts for goods, services, or  
7 construction, a preference shall be given to a bidder who  
8 pledges to hire individuals with disabilities or recipients of  
9 temporary assistance to needy families; provided that the  
10 individuals with disabilities and recipients of temporary  
11 assistance to needy families are employed for the duration of  
12 the contract.  
13           (b) The preference amount shall be equal to the percentage  
14 of individuals employed by the bidder who are individuals with  
15 disabilities or recipients of temporary assistance to needy  
16 families and shall be subtracted from the offer for selection  
17 purposes only; provided that the preference amount shall not



1 exceed twenty-five per cent of the bid price; provided further  
 2 that part-time employees who are individuals with disabilities  
 3 or recipients of temporary assistance to needy families shall be  
 4 counted in proportion to the number of hours they work in a  
 5 forty hour work week.

6 (c) The department of human services shall establish a  
 7 registry of individuals with disabilities and recipients of  
 8 temporary assistance to needy families who are seeking  
 9 employment that a bidder may use to fulfill the pledge under  
 10 subsection (a).

11 (d) For purposes of this section, "individual with  
 12 disability" means an individual who has a physical or mental  
 13 impairment that substantially limits one or more major life  
 14 activities, including an individual who the department of human  
 15 services, the department of health, or a physician licensed  
 16 under chapter 453 or 460 determines to be disabled."

17 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:   
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**JAN 19 2007**



**Report Title:**

Procurement Code; Employment Preference

**Description:**

Establishes a preference to bidders who employ individuals with disabilities and certain public assistance recipients.

