
HOUSE CONCURRENT RESOLUTION

REQUESTING THE PROCUREMENT OFFICER OF THE DEPARTMENT OF
TRANSPORTATION TO PREPARE A REPORT EXPLAINING THE
PROCUREMENT PROCESS USED TO AWARD THE HONOLULU WIKI WIKI
SERVICE CONTRACT.

1 WHEREAS, the Hawaii State Legislature is committed to
2 ensuring that the State's procurement process and laws are
3 followed; and
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5 WHEREAS, the Hawaii State Legislature, in light of the
6 layoffs at Aloha Airlines and All Trans Airways (ATA), believes
7 that the preservation of jobs and employment opportunities in
8 Hawaii is important and that employees should be protected from
9 losing their jobs simply because there is a change in the
10 employer who is providing services to the State; and
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12 WHEREAS, when a state contract is awarded that replaces an
13 existing contractor with a new contractor, existing workers who
14 have demonstrated the ability to perform the work should be
15 hired by the new contractor; and
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17 WHEREAS, the State recently awarded a contract to operate
18 the Wiki Wiki Shuttle to a new contractor; and
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20 WHEREAS, previous contractors, when awarded the Wiki Wiki
21 Shuttle contract, hired all the former contractor's employees;
22 and
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24 WHEREAS, it is in the best interest of the State, public
25 safety, and the tourism industry that employees of the Wiki Wiki
26 Shuttle are experienced in performing the functions of the Wiki
27 Wiki Shuttle and related services in and around the Honolulu
28 International Airport; and



1 WHEREAS, the new contractor for the Wiki Wiki Shuttle has
2 refused to hire a majority of the former contractor's employees,
3 even though these employees have experience operating the Wiki
4 Wiki Shuttle; now, therefore,

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6 BE IT RESOLVED by the House of Representatives of the
7 Twenty-fourth Legislature of the State of Hawaii, Regular
8 Session of 2008, the Senate concurring, that the procurement
9 officer of the State Department of Transportation's Airports
10 Division, is requested to prepare a report explaining the
11 procurement process for the awarding of the Wiki Wiki Shuttle
12 service contract and include in this report the reasons for the
13 decision of the new contractor to not hire the employees of the
14 former contractor and the steps, if any, taken by the
15 procurement officer to protect the jobs of these employees; and
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17 BE IT FURTHER RESOLVED that the Legislative Reference
18 Bureau is requested to prepare a report on the changes that need
19 to be made to existing statutes that requires a successor
20 contractor to employ the employees of the former contractor when
21 a state contract is awarded; and
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23 BE IT FURTHER RESOLVED that the Legislative Reference
24 Bureau submit its report, and any proposed legislation, to the
25 Speaker of the House and President of the Senate no later than
26 30 days after adoption of this Concurrent Resolution; and
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28 BE IT FURTHER RESOLVED that the Department of
29 Transportation is urged to consider rebidding the Wiki Wiki
30 Shuttle service contract and inserting a provision into the
31 contract that requires the hiring of the employees of the
32 previous contractor; and
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34 BE IT FURTHER RESOLVED that certified copies of this
35 Concurrent Resolution be transmitted to the Director of the
36 Department of Transportation.

