

JAN 17 2007

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# A BILL FOR AN ACT

RELATING TO HAWAII PUBLIC PROCUREMENT CODE.

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

1           SECTION 1. Section 103D-305, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           "**§103D-305 Small purchases; prohibition against parceling.**  
4 (a) Procurements of less than \$50,000 for goods, services, or  
5 construction, except as provided in subsection (c), shall be  
6 made in accordance with procedures set forth in rules adopted by  
7 the policy board that are designed to ensure administrative  
8 simplicity and as much competition as is practicable; provided  
9 that multiple expenditures shall not be created at the inception  
10 of a transaction or project so as to evade the requirements of  
11 this chapter; and provided further that procurement requirements  
12 shall not be artificially divided or parceled so as to  
13 constitute a small purchase under this section.  
14           (b) Procurements of \$25,000 to less than \$50,000 shall be  
15 made in accordance with small purchase procedures; provided that  
16 small purchase procurements through an electronic system shall  
17 be required after the policy board has adopted rules for



1 electronic procurement and provided training to the affected  
2 agency.

3 (c) Construction procurements of less than \$50,000 to  
4 contract for drilling work and soil testing shall be made by  
5 competitive sealed bid; provided that the bid request shall be  
6 advertised to the public on the department's website; and  
7 provided further that the bid for drilling and soil testing  
8 shall be separate from a bid for the engineering work on the  
9 same project."

10 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY: *Jim Mans*  
*By Request*



**Report Title:**

Hawaii Public Procurement Code; Small Purchases; Construction

**Description:**

Requires competitive bidding on small purchases of construction contracts for drilling and soil testing.

