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# A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. Section 103D-102, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3 "(c) Notwithstanding subsection (a), this chapter shall  
4 not apply to contracts made by any regional system board of the  
5 Hawaii health systems corporation~~[-]~~, or, except with respect to  
6 part X, the University of Hawaii or the board of regents of the  
7 University of Hawaii."

8 SECTION 2. Section 304A-105, Hawaii Revised Statutes, is  
9 amended by amending subsection (b) to read as follows:

10 "(b) The board of regents shall develop internal policies  
11 and procedures for the procurement of goods, services, and  
12 construction, consistent with the goals of public accountability  
13 and public procurement practices, which shall be subject to part  
14 X of chapter 103D~~[-]~~ and chapter 104. Except as provided in  
15 this subsection, chapter 103D shall not apply to any actions or  
16 activities undertaken, conducted, or performed under authority  
17 of the board of regents or the university; provided that the  
18 board of regents is encouraged to use the provisions of chapter



1 103D as guidelines; provided further that in using one or more  
2 provisions of chapter 103D as guidelines, neither the board of  
3 regents nor the university shall be:

4 (1) Deemed to have waived in any way the exemption from  
5 the requirements and applicability of chapter 103D  
6 granted in this subsection; or

7 (2) Subject to any of the provisions or requirements of  
8 chapter 103D other than those found in part X."

9 SECTION 3. This Act does not affect rights and duties that  
10 matured, penalties that were incurred, and proceedings that were  
11 begun, before its effective date.

12 SECTION 4. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 5. This Act shall take effect upon its approval.



**Report Title:**

University of Hawaii; Procurement

**Description:**

Exempts UH and the UH Board of Regents from most of the requirements of the Hawaii Public Procurement Code, but requires UH and the UH Board of Regents to be subject to Part X of Chapter 103D and Chapter 104. (HB347 HD1)

