

JAN 28 2009

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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 employers of individuals with  
5 disabilities and recipients of temporary assistance to needy  
6 families. (a) When a governmental body contracts for goods,  
7 services, or construction, a preference shall be given to a  
8 bidder who pledges to hire individuals with disabilities or  
9 recipients of temporary assistance to needy families; provided  
10 that the individuals with disabilities and recipients of  
11 temporary assistance to needy families are employed for the  
12 duration of 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 the 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 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: Shiranne Chun Oahland



**Report Title:**

Procurement Code; Employment Preference; Individuals with Disabilities; Temporary Assistance for Needy Families

**Description:**

Establishes a preference for bidders to government contracts who pledge to hire individuals with disabilities and certain temporary assistance to needy families recipients.

