
A BILL FOR AN ACT

RELATING TO PUBLIC PROCUREMENT.

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

1 SECTION 1. Section 103D-101, Hawaii Revised Statutes, is
2 amended to read as follows:

3 ~~[+] §103D-101 [+~~ [Requirement] Requirements of [good
4 faith.] ethical public procurement. (a) All officers and
5 employees of the State and each county shall conduct public
6 procurement in an ethical manner. In conducting procurement, a
7 government purchaser shall:

- 8 (1) Act as a fiduciary and trustee of public moneys;
9 (2) Remain independent from vendors, bidders, prospective
10 bidders, interested parties, and political figures;
11 (3) Act only in the public interest;
12 (4) Abide by the statutes and administrative rules
13 relating to public procurement;
14 (5) Identify and maximize efficiencies in the public
15 procurement process;
16 (6) Encourage economic competition by:
17 (A) Dealing with vendors, bidders, and other
18 interested parties at arm's length; and



- 1 (B) Researching innovative goods and services to meet
- 2 the public's needs;
- 3 (7) Avoid appearances of impropriety or conflicts of
- 4 interest;
- 5 (8) Avoid social interactions with vendors, bidders,
- 6 potential bidders, or other interested parties during
- 7 the procurement process;
- 8 (9) Maintain confidentiality in a manner that ensures a
- 9 fair procurement process; and
- 10 (10) Remain impartial in dealings with vendors, bidders,
- 11 potential bidders, and other interested parties.

12 (b) All parties involved in the negotiation, performance,
 13 or administration of state contracts shall act in good faith."

14 SECTION 2. Statutory material to be repealed is bracketed
 15 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

[Signature]

[Signature]

Pro Curator
Calvin D. [Signature]
Nyahal G. [Signature]



Report Title:

Public Procurement; Ethics

Description:

Requires government purchasers to follow ethical principles in matters relating to procurement.

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