

JAN 22 2010

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]:

5 (1) Any regional system board of the Hawaii health systems
6 corporation[-]; and

7 (2) The University of Hawaii, as provided in section 304A-
8 105."

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

11 "(b) The board of regents shall develop internal policies
12 and procedures for the procurement of goods, services, and
13 construction, consistent with the goals of public accountability
14 and public procurement practices [~~subject to chapter 103D~~].

15 Notwithstanding any other law to the contrary and pursuant to
16 section 302D-102(b)(5), chapter 103D shall not apply to any



1 actions or activities undertaken, conducted, or performed under
2 the authority of the board of regents or the university.

3 The board of regents is encouraged to use where possible
4 the provisions of chapter 103D as guidelines; provided that in
5 using one or more provisions of chapter 103D as guidelines,
6 neither the board nor the university shall be:

7 (1) Deemed to have waived in any way the exemption from
8 the requirements and applicability of chapter 103D
9 granted in this subsection to the board and the
10 university; or

11 (2) Subject to any of the provisions or requirements of
12 chapter 103D."

13 SECTION 3. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

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Report Title:

University of Hawaii; Procurement

Description:

Exempts the University of Hawaii from Hawaii public procurement code requirements.

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