



**STATE OF HAWAII
STATE PROCUREMENT OFFICE**

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TESTIMONY
OF
AARON S. FUJIOKA
ADMINISTRATOR
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TO THE
HOUSE COMMITTEE
ON
ECONOMIC REVITALIZATION & BUSINESS

February 08, 2011

8:00 AM

HB 373

RELATING TO ECONOMIC RECOVERY.

Chair McKelvey, Vice Chair Choy and committee members, thank you for the opportunity to testify on HB 373. This bill makes it mandatory for the competitive sealed bidding (§103D-302) procurement method to limit the time period to fifteen days from public notice to receipt of offers.

To limit the period not to exceed fifteen days for simple, non-complex procurements is reasonable. However, complex procurements which may require changes to scope of work, specifications, term of contract due to concerns raised from potential offerors, or inclusion of qualified or pre-qualified products list would require time to review requests. These situations affect the due date, and will necessitate addendums to extend the due date, in order to conduct proper and effective procurement. To the benefit of potential offerors, changes in the solicitation may necessitate the offeror be given additional time to prepare a quality bid submittal.

In addition, this bill conflicts with HRS §103D-303.5(a) on pre-bid conference, which allows "At least fifteen days prior to submission of bids ..." to hold a pre-bid conference for construction or design-build projects with a total estimated contract value of \$500,000 or more.

The State Procurement Office does not support this bill as it would not provide for fair and effective procurement.

Thank you.