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# A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1 SECTION 1. Section 103D-302, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3 "(b) An invitation for bids shall be issued, and shall  
4 include a purchase description and all contractual terms and  
5 conditions applicable to the procurement. If the invitation for  
6 bids is for construction, it shall specify that all bids include  
7 the name of each person or firm to be engaged by the bidder as a  
8 joint contractor or subcontractor in the performance of the  
9 contract and the nature and scope of the work to be performed by  
10 each[-]; provided that the bidder shall have up to two days  
11 prior to the closing date for submission of bids to submit:

12 (1) The required information; and

13 (2) Any corrections or amendments to a list of joint  
14 contractors or subcontractors that was previously  
15 submitted; provided that any corrections or amendments  
16 are limited to:



1           (A) The inclusion of additional joint contractors or  
2           subcontractors; provided that the total bid  
3           amount is unchanged; and

4           (B) The removal of joint contractors or  
5           subcontractors that are not licensed to perform  
6           work within the nature or scope of the proposed  
7           bid.

8 Construction bids that do not comply with [~~this requirement~~]  
9 these requirements may be accepted if acceptance is in the best  
10 interest of the State and the value of the work to be performed  
11 by the joint contractor or subcontractor is equal to or less  
12 than one per cent of the total bid amount."

13           SECTION 2. This Act does not affect rights and duties that  
14 matured, penalties that were incurred, and proceedings that were  
15 begun before its effective date.

16           SECTION 3. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

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



**Report Title:**

Procurement; Joint Contractors and Subcontractors

**Description:**

Allows a bidder to submit names and any corrections or amendments to a list of joint contractors or subcontractors up to two days prior to the closing date for submission of bids.  
(SD1)

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