

JAN 21 2011

A BILL FOR AN ACT

RELATING TO ECONOMIC RECOVERY.

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

1 SECTION 1. Senate Concurrent Resolution No. 132, S.D. 1
2 (2009), established a task force to determine the economic
3 contributions of the construction industry in Hawaii and to
4 develop a series of proposals for state actions to preserve and
5 create new jobs in the local construction industry. This Act
6 implements one of the task force's proposals in conjunction with
7 the Abercrombie administration's support for state actions to
8 create new jobs in Hawaii's construction industry.

9 In addition, in 2010, the senate committee on economic
10 development and technology and the house committee on economic
11 revitalization, business, and military affairs convened an
12 informal small business discussion group to address the most
13 critical issues facing the small business sectors within
14 Hawaii's economy. Representatives from the Chamber of Commerce
15 of Hawaii, construction and trades industries, community
16 nonprofits, the agricultural sector, food and restaurant
17 industries, retailing, the science and technology sector, the
18 commercial transportation industry, and interested stakeholders



1 developed a package of bills that address the most pressing
2 problems facing Hawaii's small business community.

3 The purpose of this Act is to support the findings of the
4 small business working group and the recommendations proposed by
5 the construction industry task force by amending chapter 103D,
6 Hawaii Revised Statutes, to require all state agencies to
7 finalize contract certification with the department of
8 accounting and general services within sixty days.

9 SECTION 2. Section 103D-318, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "[+]§103D-318[+] **Finality of determinations**[+];
12 certification of contracts. (a) The determinations required by
13 sections 103D-302(g), 103D-303(a), 103D-303(g), 103D-306,
14 103D-307, 103D-310, 103D-312(c), 103D-313, and 103D-314 shall be
15 final and conclusive unless they are clearly erroneous,
16 arbitrary, capricious, or contrary to law.

17 (b) All state agencies shall finalize and certify
18 contracts with the department of accounting and general services
19 within sixty days of a contract being awarded."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

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S.B. NO. 764

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

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INTRODUCED BY:

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Report Title:

Construction Task Force (2010); Procurement; Contract
Certification Time Limit

Description:

Imposes sixty day period in which to certify contracts after
award of contract of procurement.

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not legislation or evidence of legislative intent.*

