

Honolulu, Hawaii

April 26, 2013

RE: H.B. No. 1374
H.D. 1
S.D. 1
C.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1374, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROCUREMENT,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to improve the expenditure of taxpayer dollars by revising the public procurement code to permit the past performance of bidders to be considered when awarding contracts by:

- (1) Providing that the evaluation factors for competitive sealed bidding include applicable past performance on projects of similar scope for public agencies; and
- (2) For competitive sealed proposals, allowing for the consideration of offerors' applicable past performance on projects of similar scope for public agencies.



Your Committee on Conference has amended this measure by:

- (1) Removing provisions that explicitly permit past performance to be factored into the awarding of contracts;
- (2) Providing that the use of competitive sealed bids is just one of several different methods of source selection, rather than the default method;
- (3) Changing its effective date to July 1, 2013; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1374, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1374, H.D. 1, S.D. 1, C.D. 1.

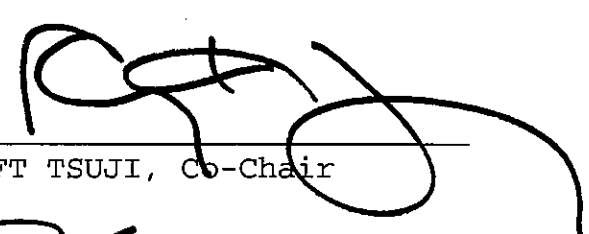
Respectfully submitted on behalf
of the managers:


ON THE PART OF THE SENATE


DONOVAN M. DELA CRUZ, Chair


RONALD D. KOUCHI, Co-Chair

ON THE PART OF THE HOUSE


CLIFT TSUJI, Co-Chair


SCOTT Y. NISHIMOTO, Co-Chair



