

STAND. COM. REP. NO. **3491**

Honolulu, Hawaii

APR 22 2014

RE: H.C.R. No. 176

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred
H.C.R. No. 176 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT
OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY
PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION
OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS,
INCLUDING LOW BID CONTRACTS,"

begs leave to report as follows:

The purpose and intent of this measure is to request the
State Procurement Office to conduct a study on the feasibility,
necessary processes, and costs of requiring the consideration of
past performance as a factor in awarding public contracts.

This measure also requests the State Procurement Office to
submit its findings and recommendations to the Legislature no
later than twenty days prior to the convening of the Regular
Session of 2015.

Your Committee received written comments on this measure from
the General Contractors Association of Hawaii and the Building
Industry Association.

Your Committee finds that for awards of public contracts, a
contractor's past performance is only considered during the
evaluation of proposals and not during other times of the award
process. Your Committee further finds that a study regarding the
proper consideration to be given to a contractor's past



performance would facilitate an exploration of methods for the State to avoid awarding contracts to poor-performing contractors.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 176, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,




DAVID Y. IGE, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HCR 176	EGH, WAM	4-17-14		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.				✓
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
TOKUDA, Jill N.				✓
SLOM, Sam				✓
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Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes