
A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1 SECTION 1. The legislature finds that consistent
2 application of the procurement code across various state and
3 county procuring agencies will provide for a more competent and
4 accountable procurement policy. The State's decentralized
5 procurement structure and varied training requirements have
6 resulted in inconsistent and sometimes questionable
7 implementations of the procurement code across numerous
8 agencies. There are twenty-one different chief procurement
9 officers that may delegate their authority, which may lead to
10 hundreds of state employees conducting or participating in
11 procurements each year with little training or tracking.

12 The legislature further finds that the state procurement,
13 office has the responsibility for developing and administering a
14 statewide procurement orientation and training program, as well
15 as developing and administering procurement manuals for all
16 state procurement officials. The legislature supports the state
17 procurement office's efforts to implement accessible statewide



1 training and best practices, with a phased-in training plan to
2 meet statewide procurement needs, including additional positions
3 for a training section and a complete learning management
4 system.

5 The purpose of this Act is to require the state procurement
6 office to provide mandatory procurement training and any
7 additional training as the chief procurement officers may
8 determine for all state government employees that are charged
9 with procurement

10 SECTION 2. Section 103D-110, Hawaii Revised Statutes, is
11 amended to read as follows:

12 **"§103D-110 Education and training.** [~~(a) The department~~
13 ~~of human resources development, either alone or in cooperation~~
14 ~~with any governmental body, including the department of labor~~
15 ~~and industrial relations, or in cooperation with other states,~~
16 ~~the federal government, or other persons may:~~

17 ~~(1) Conduct or participate in procurement education and~~
18 ~~training for persons not employed by the State; and~~
19 ~~(2) Sponsor a purchasing certification program conducted~~
20 ~~by a voluntary organization of procurement~~
21 ~~professionals.~~



1 ~~(b)~~ (a) The state procurement office~~[, in cooperation~~
2 ~~with the department of human resources development,]~~ shall
3 develop and maintain a statewide procurement practices training
4 and development program for all procurement officers, including
5 deputy attorney generals executing and providing advice on
6 procurement contracts, of all government bodies of the State and
7 the several counties, to ensure that [an agency's] statewide
8 procurement practices are in compliance with the procurement
9 code and that proper procurement decisions are made consistent
10 with this chapter. The program shall include a mandatory
11 fundamental training and development session and follow-up
12 training and development sessions[-], as identified by the state
13 procurement office; provided that the state procurement office
14 shall conduct mandatory follow-up training and development
15 sessions under this subsection at regular intervals of at least
16 once every twelve months.

17 ~~(+e)~~ (b) Each ~~[state procurement officer of a department~~
18 ~~of the executive branch]~~ government employee delegated with
19 procurement authority of a State or county agency shall attend a
20 mandatory fundamental training and development session, as
21 developed by the state procurement office, within sixty days of



1 being delegated with procurement authority, appointed, or named
2 to the position of procurement officer~~[-]~~ of any state or county
3 governmental body.

4 ~~[(d)]~~ (c) Each state procurement officer of a department
5 of the executive branch whom the state procurement office
6 determines is in need of further training and development based
7 upon:

8 (1) The history of procurement compliance to this chapter
9 by the agency to which the particular procurement
10 officer is attached; or

11 (2) Any other need for training and development,
12 shall attend follow-up training and development sessions~~[-]~~ in
13 addition to any follow-up training and development session
14 required under this section, as determined by the state
15 procurement office.

16 (d) Each chief procurement officer may develop further
17 training for their respective jurisdiction as necessary for any
18 procurement officers with procurement delegation authority
19 pursuant to their authority established in section 103D-205.

20 (e) Attendance by state and county procurement officers at
21 the follow-up training and development sessions~~[, other than as~~



1 ~~required under subsection (d), and by county procurement~~
2 ~~officials at the fundamental and follow up training and~~
3 ~~development sessions is optional, though encouraged.] shall be~~
4 mandatory. A procurement officer who is unable to attend a
5 follow-up or development session shall notify the state
6 procurement office in writing, and comply with the state
7 procurement office's direction for rescheduling the training.

8 (f) The chief procurement officers and executive
9 department directors shall provide a list of employees with
10 delegated procurement authority to the state procurement office
11 for reporting and verification of procurement training
12 requirements. The list of procurement officers shall be updated
13 by the chief procurement officers by the end of each fiscal
14 year, or more often as appropriate."

15 SECTION 3. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$ or so much
17 thereof as may be necessary for fiscal year 2015-2016 and the
18 same sum or so much thereof as may be necessary for fiscal year
19 2016-2017 for the production and development of training for all
20 state employees with procurement authority.



1 The sums appropriated shall be expended by the state
2 procurement office for the purposes of this Act.

3 SECTION 4. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 5. This Act shall take effect on July 1, 2015.



Report Title:

Procurement; Procurement Officers; Education and Training

Description:

Requires all procurement officers of state and county government bodies to attend initial training by the State Procurement Office and regular follow-up training as determined by the State Procurement Office. Appropriates funds. (HB1127 HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

