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# A BILL FOR AN ACT

RELATING TO CONSTRUCTION CONTRACTS.

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

1           SECTION 1. (a) The state procurement office, in  
2 conjunction with the department of accounting and general  
3 services, shall conduct a comprehensive analysis and review of  
4 the Hawaii public procurement code, particularly with regard to  
5 the awarding of construction contracts.

6           (b) At a minimum, the analysis and review shall include:

7           (1) A cost-benefit analysis of the current Hawaii public  
8 procurement process with regard to construction  
9 contracts;

10          (2) A review of issues and concerns regarding the Hawaii  
11 public procurement process that were raised in the  
12 final report of the task force created pursuant to  
13 Senate Concurrent Resolution No. 92, S.D. 2, regular  
14 session of 2013;

15          (3) A review of federal procurement laws, particularly  
16 Federal Acquisition Regulation Part 36—Construction  
17 and Architect-Engineer Contracts, and a comparison of  
18 the similarities and differences between the Hawaii



1 public procurement code and federal construction  
2 procurement laws;

3 (4) An analysis of whether closer alignment of the Hawaii  
4 public procurement code to federal construction  
5 procurement laws would be beneficial to the State;

6 (5) The length of time and the effort required by the  
7 State to implement changes to better align the Hawaii  
8 procurement code with federal procurement laws; and

9 (6) Any costs, including personnel costs, to the State  
10 should the Hawaii public procurement code be amended  
11 to more closely align with federal procurement laws.

12 (c) The state procurement office shall submit a report of  
13 its findings and recommendations, including any proposed  
14 legislation, to the legislature no later than twenty days prior  
15 to the convening of the regular session of 2018.

16 SECTION 2. There is appropriated out of the general  
17 revenues of the State of Hawaii the sum of \$ or so much  
18 thereof as may be necessary for fiscal year 2016-2017 for a  
19 comprehensive review and analysis of the Hawaii public  
20 procurement code, particularly with regard to the awarding of  
21 construction contracts.



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

3           SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Procurement Code; Construction; Federal Requirements; Analysis

**Description:**

Requires the State Procurement Office, in conjunction with the Department of Accounting and General Services, to conduct an analysis and review of the Hawaii Public Procurement Code, specifically with regard to the awarding of construction contracts. Appropriates an unspecified amount of funds for the analysis and review. Effective 7/1/2050. (SD1)

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

