

JAN 23 2015

A BILL FOR AN ACT

RELATING TO GOVERNMENT BUILDINGS.

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

1 SECTION 1. Section 102-2, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§102-2 Contracts for concessions; bid required,**
4 **exception.** (a) Except as otherwise specifically provided by
5 law, no concession or concession space shall be leased, let,
6 licensed, rented out, or otherwise disposed of either by
7 contract, lease, license, permit or any other arrangement,
8 except under contract let after public notice for sealed bids in
9 the manner provided by law; provided that the duration of the
10 grant of the concession or concession space shall be related to
11 the investment required but in no event to exceed fifteen years;
12 provided further that and subject to approval by county council
13 resolution, the fifteen-year limit shall not apply to nonprofit
14 corporations organized pursuant to chapter 414D.

15 (b) The bidding requirements of subsection (a) shall not
16 apply to concessions or space on public property set aside for
17 the following purposes:



- 1 (1) For operation of ground transportation services and
2 parking lot operations at airports, except for motor
3 vehicle rental operations under chapter 437D;
- 4 (2) For lei vendors;
- 5 (3) For airline and aircraft operations;
- 6 (4) For automated teller machines and vending machines,
7 except vending machines located at public schools
8 operated by blind or visually handicapped persons in
9 accordance with section 302A-412;
- 10 (5) For operation of concessions set aside without any
11 charge;
- 12 (6) For operation of concessions by handicapped or blind
13 persons; except concessions operated in the public
14 schools by blind or visually handicapped persons in
15 accordance with section 302A-412;
- 16 (7) For operation of concessions on permits revocable on
17 notice of thirty days or less; provided that no such
18 permits shall be issued for more than a one year
19 period;
- 20 (8) For operation of concessions or concession spaces for
21 a beach service association dedicated to the



1 preservation of the Hawaii beach boy tradition,
2 incorporated as a nonprofit corporation in accordance
3 with state law, and whose members are appropriately
4 licensed or certified as required by law;

5 (9) For operation of concessions at county zoos, botanic
6 gardens, or other county parks which are
7 environmentally, culturally, historically, or
8 operationally unique and are supported, by nonprofit
9 corporations incorporated in accordance with state law
10 solely for purposes of supporting county aims and
11 goals of the zoo, botanic garden, or other county
12 park, and operating under agreement with the
13 appropriate agency solely for such purposes, aims, and
14 goals;

15 (10) For operation of concessions that furnish goods or
16 services for which there is only one source, as
17 determined by the head of the awarding government
18 agency in writing that shall be included in the
19 contract file;

20 (11) For any of the operations of the Hawaii health systems
21 corporation and its regional system boards;



- 1 (12) For airport operation of concessions providing
- 2 electronic communication services;
- 3 (13) For airport operation of concessions consisting solely
- 4 of advertising;
- 5 (14) For the stadium authority operation of concessions
- 6 providing electronic communication services; and
- 7 (15) For the stadium authority operation of concessions
- 8 consisting solely of advertising.

9 (c) The bidding requirements of subsection (a) shall not
 10 apply to any nonrenewable dispositions granting rights for a
 11 period not in excess of fourteen days.

12 (d) The bidding requirements and fifteen-year limit of
 13 subsection (a) shall not apply to concessions or space on public
 14 property set aside for sponsorship or naming rights of state and
 15 county buildings."

16 SECTION 2. New statutory material is underscored.

17 SECTION 3. This Act shall take effect upon its approval.

18

INTRODUCED BY: *James Merceda K*
 By Request

Report Title:

Naming Rights; Sponsorship; State Buildings; Facilities

Description:

Exempts contracts for the naming rights of State buildings from the sealed bid process and the fifteen-year limitation on concession contracts.

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

