
A BILL FOR AN ACT

RELATING TO PUBLIC WORKS.

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

1 SECTION 1. Section 104-2, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) This chapter shall apply to every contract in excess
4 of \$2,000 for construction of a public work project to which a
5 governmental contracting agency is a party; provided that this
6 chapter shall not apply to experimental and demonstration
7 housing developed pursuant to section 46-15 or housing developed
8 pursuant to chapter 201H if the cost of the project is less than
9 [~~\$500,000~~] \$5,000,000 and the eligible bidder or eligible
10 developer is a private nonprofit corporation.

11 For the purposes of this subsection:

12 "Contract" includes but is not limited to any agreement,
13 purchase order, or voucher in excess of \$2,000 for construction
14 of a public work project.

15 "Governmental contracting agency" includes:



1 (1) Any person or entity that causes either directly or
2 indirectly the building or development of a public
3 work; and

4 (2) Any public-private partnership.

5 "Party" includes eligible bidders for and eligible
6 developers of any public work and any housing under chapter
7 201H; provided that this subsection shall not apply to any
8 housing developed under section 46-15 or chapter 201H if the
9 entire cost of the project is less than [~~\$500,000~~] \$5,000,000
10 and the eligible bidder or eligible developer is a private
11 nonprofit corporation."

12 SECTION 2. This Act does not affect rights and duties that
13 matured, penalties that were incurred, and proceedings that were
14 begun before its effective date.

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 Statutory material to be repealed is bracketed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

17 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: *Jamul S. Kay*
JAN 23 2017



H.B. NO. 831

Report Title:

Public Works; Wages and Hours; Exemptions

Description:

Increases from \$500,000 to \$5,000,000 the cost threshold for an experimental and demonstration housing developed by the counties or housing developed by the Hawaii Housing Finance and Development Corporation to be exempted from the wages and hours laws for public works.

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