

Honolulu, Hawaii

APR 26 2019

RE: S.B. No. 1213  
S.D. 1  
H.D. 1  
C.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1213, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROCUREMENT FILING FEE,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to require a party initiating a bid challenge to pay the Department of Commerce and Consumer Affairs a non-refundable filing fee for contracts with an estimated value of \$500,000 or more to partially cover the costs of conducting the bid challenge proceeding.

Your Committee on Conference finds that the Office of Administrative Hearings in the Department of Commerce and Consumer Affairs (Department) conducts bid challenge hearings, which are expensive and labor intensive. However, the Department is entirely self-funded and receives no appropriation of funds to defray the cost of these proceedings. Therefore, the costs to conduct bid



challenge proceedings are indirectly paid for by the license registration fees assessed by the Department from registrants who have no involvement in the procurement process. This measure requires any party initiating a bid challenge for contracts of at least \$500,000 to pay the Department a non-refundable fee, which will be used exclusively to help defray the costs of the administrative review of bid challenges.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

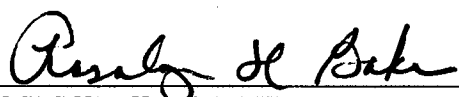
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1213, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1213, S.D. 1, H.D. 1, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
AARON LINE JOHANSON  
Co-Chair

  
ROSALYN H. BAKER  
Chair

  
STACELYNN K. M. ELI  
Co-Chair

  
J. KALANI ENGLISH  
Co-Chair

Record of Votes of a  
Conference Committee

Bill / Concurrent Resolution No.: <b>SB 1213, SD 1, HD 1</b>	Date/Time: <i>9:38 AM 4-25-19</i>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

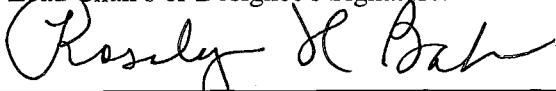

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
BAKER, Rosalyn H., Chr.	✓				JOHANSON, Aaron Ling, Co-Chr.	✓			
ENGLISH, J. Kalani, Co-Chr.	✓				ELI, Stacelynn K.M., Co-Chr.	✓			
THIELEN, Laura H.	✓				KITAGAWA, Lisa	✓			
FEVELLA, Kurt	✓				MATSUMOTO, Lauren	✓			
<b>TOTAL</b>	<i>4</i>	<i>-</i>	<i>-</i>	<i>-</i>	<b>TOTAL</b>	<i>4</i>	<i>-</i>	<i>-</i>	<i>-</i>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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**Distribution:**      **Original**      **Yellow**      **Pink**      **Goldenrod**  
*File with Conference Committee Report*      *House Clerk's Office*      *Senate Clerk's Office*      *Drafting Agency*