

JAN 15 2020

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# A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1           SECTION 1. Chapter 103D, Hawaii Revised Statutes, is  
2 amended by adding a new section to part III to be appropriately  
3 designated and to read as follows:

4           "§103D- Definitions. As used in this part,  
5 "redevelopment" means the planning, developing, replanning,  
6 redesign, clearance, reconstruction or rehabilitation, or any  
7 combination of these, of state or county land, or part thereof,  
8 and the provision of the residential, commercial, industrial,  
9 public, and other structures or spaces as may be appropriate or  
10 necessary in the interest of the general welfare, including  
11 recreational and other facilities incidental or appurtenant  
12 thereto."

13           SECTION 2. Section 103D-302, Hawaii Revised Statutes, is  
14 amended by amending subsection (f) to read as follows:

15           "(f) Bids shall be evaluated based on the requirements set  
16 forth in the invitation for bids. These requirements may  
17 include criteria to determine acceptability such as inspection,



1 testing, quality, workmanship, delivery, and suitability for a  
2 particular purpose. Those criteria that will affect the bid  
3 price and be considered in evaluation for award shall be  
4 objectively measurable, such as discounts, transportation costs,  
5 and total or life cycle costs. The invitation for bids shall  
6 set forth the evaluation criteria to be used. No criteria may  
7 be used in bid evaluation that are not set forth in the  
8 invitation for bids[-]; provided that in evaluating an  
9 invitation for bids for the redevelopment of state or county  
10 land, the number of housing units proposed to be developed shall  
11 constitute forty per cent of the evaluation score in determining  
12 the award regardless of whether housing units are proposed to be  
13 developed."

14 SECTION 3. Section 103D-303, Hawaii Revised Statutes, is  
15 amended by amending subsection (g) to read as follows:

16 "(g) Award shall be made to the responsible offeror whose  
17 proposal is determined in writing to be the most advantageous,  
18 taking into consideration price and the evaluation factors set  
19 forth in the request for proposals. No other factors or  
20 criteria shall be used in the evaluation[-]; provided that in  
21 evaluating requests for proposals for the redevelopment of state




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1 or county land, the number of housing units proposed to be  
2 developed shall constitute forty per cent of the evaluation  
3 score in determining the award regardless of whether housing  
4 units are proposed to be developed. The contract file shall  
5 contain the basis on which the award is made."

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

8 SECTION 5. This Act shall take effect upon its approval.  
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INTRODUCED BY: \_\_\_\_\_

  
  
Kurt Ferrell



# S.B. NO. 2035

**Report Title:**

Procurement Code; Competitive Sealed Bidding; Competitive Sealed Proposals; Evaluation; State and County Redevelopment; Housing

**Description:**

Requires that in evaluating and determining the award for redevelopment of state or county level through competitive sealed bidding or competitive sealed proposals, the number of housing units proposed shall constitute forty per cent of the evaluation score regardless of whether the development of housing is proposed.

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

