

STAND. COM. REP. NO. 1407-22

Honolulu, Hawaii

MAR 24 , 2022

RE: S.B. No. 2387
S.D. 1
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 2387, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROCUREMENT,"

begs leave to report as follows:

The purpose of this measure is to require agencies to publicly post the justification for cancelling an invitation for bids or request for proposals for a minimum of ten business days on a purchasing agency's website or provider's website or by any other method the procurement officer deems effective for publicizing the cancellation notice.

Your Committee received comments on this measure from the State Procurement Office.

Your Committee finds that procurement is a critical function in government. One of the guiding principles of the Hawaii Public Procurement Code is transparency, which ensures openness in the procurement process so all stakeholders have access to information about procurement activities. Your Committee further finds that transparency should not be limited to the awarding of contracts. This measure requires agencies to publicly post the justification for cancelling invitations for bids or requests for proposals,

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which will promote consistency, transparency, and efficiency in the state procurement process.

Your Committee has amended this measure by:

- (1) Specifying that the justifications for cancellation may be posted on a government electronic notification system, rather than on a provider's website; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2387, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 2387, S.D. 1, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



AARON LING JOHANSON, Chair



Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: <i>SB 2387, SD1, HD1</i>	Committee Referral: <i>GVR, CPC, FIN</i>	Date: <i>3/21/22</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. JOHANSON, Aaron Ling (C)	✓			
2. KITAGAWA, Lisa (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. HAR, Sharon E.	✓			
5. HASHEM, Mark J.	✓			
6. KONG, Sam Satoru	✓			
7. MIZUNO, John M.	✓			
8. MORIKAWA, Dee	✓			
9. ONISHI, Richard H.K.	✓			
10. TARNAS, David A.	✓			
11. MATSUMOTO, Lauren	✓			
TOTAL (11)	<i>11</i>	<i>0</i>	<i>0</i>	<i>0</i>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				