

Honolulu, Hawaii

FEB 14 2022

RE: S.B. No. 3373  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Government Operations, to which was referred S.B. No. 3373 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify the deadline for submitting written protests that are based on the content of a solicitation.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services and State Procurement Office. Your Committee received comments on this measure from Associated Builders and Contractors.

Your Committee finds that existing law is unclear as to the deadline for submitting written protests that are based on the content of a solicitation. Your Committee finds that this measure clarifies the deadline requirements. Your Committee also notes the testimony of Associated Builders and Contractors, requesting further refinement to clarify the deadline for an award protest versus the deadline for a solicitation protest.

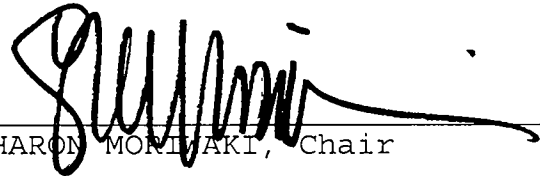
Accordingly, your Committee has amended this measure by deleting language to clarify that written protests of contract awards must be submitted within five working days of the posting of an award, whereas written protests based on the content of a



solicitation must be submitted prior to the date set for the receipt of offers.

As affirmed by the record of votes of the members of your Committee on Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3373, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3373, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Government  
Operations,



SHARON MORIAKI, Chair



The Senate  
 Thirty-First Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Government Operations**  
**GVO**

Bill / Resolution No.:* <b>SB 3373</b>	Committee Referral: <b>GVO, JDC</b>	Date: <b>02/03/22</b>
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The Committee is reconsidering its previous decision on this measure.  
 If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312    
  Pass, with amendments 2311    
 Hold 2310    
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
MORIWAKI, Sharon Y. (C)	✓			
DELA CRUZ, Donovan M. (VC)	✓			
CHANG, Stanley	✓			
GABBARD, Mike	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	5			

Recommendation:    
 Adopted    
 Not Adopted

Chair's or Designee's Signature:  


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**\*Only one measure per Record of Votes**