

## ACT 228

H.B. NO. 1726-84

A Bill for an Act Relating to Deposits to Accompany Bids.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 103-28, Hawaii Revised Statutes, is amended to read as follows:

**“§103-28 Deposits of legal tender, etc., to accompany bid.** All bids shall be accompanied by a deposit of legal tender or by a certificate of deposit, cashier’s check, or certified check on a bank that is insured by the Federal Deposit Insurance Corporation, or on a savings institution insured by the Federal Savings and Loan Insurance Corporation, in a sum not less than five per cent of the amount bid, payable at sight to the officer advertising for tenders; provided that when the amount bid exceeds \$50,000, the legal tender, certificate of deposit, cashier’s check, or certified check shall be in a sum not less than \$2,500, plus two per cent of the amount in excess of \$50,000. A certificate of deposit, cashier’s check, or certified check may be utilized only to a maximum of [\$40,000.] \$100,000.

A bid deposit for a bid requiring a deposit in excess of [\$40,000] \$100,000 shall [only] be in the form of legal tender or a surety bond conforming to the requirements of section 103-31.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved May 31, 1984.)