

A Bill for an Act Relating to a Section of the Hawaii Revised Statutes Amended by Act 8, Special Session Laws of Hawaii 1993.

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

SECTION 1. The purpose of this Act is to resolve uncertainties in the law relating to a certain statutory provision subject to automatic repeal by operation of law.

Effective July 1, 1992, section 42D-1, Hawaii Revised Statutes (HRS), was amended by Act 194, Session Laws of Hawaii 1992 (Act 194), section 3. Section 20 of Act 194 provided that section 42D-1 be repealed on July 1, 1996, and reenacted in the form in which it read on June 11, 1992, the day before the approval of that Act.

Section 42D-1, however, was further amended by Act 8, Special Session Laws of Hawaii 1993, section 54, which amended the definition of "purchase of service" in section 42D-1 to replace the obsolete reference to chapter 103 with the new reference to chapter 103D (The Hawaii public procurement code).

Because the "drop dead" date contained in Act 194 states that section 42D-1 is to be repealed on July 1, 1996, and reenacted in the form in which it read on June 11, 1992, the 1993 amendment to section 42D-1 will also drop dead on July 1, 1996.

However, the legislature intended that the technical change made by the 1993 amendment, which replaced an obsolete cross-reference, be made permanent.

Therefore, the purpose of this Act is to ensure that on July 1, 1996, section 42D-1 will appear in the form in which it read on June 11, 1992, but will retain the reference to chapter 103D that was added in 1993.

SECTION 2. Act 8, Special Session Laws of Hawaii 1993, is amended by amending section 61 to read as follows:

"SECTION 61. This Act shall take effect on July 1, 1994; provided that [sections]:

- (1) Sections 51 and 52 of this Act and sections -110, -201, -202, -204, and -211 of the chapter established in section 2 of this Act shall take effect upon approval[.]; and
- (2) The amendment to section 42D-1, Hawaii Revised Statutes, made by section 54 of this Act, which substituted the reference to chapter 103, Hawaii Revised Statutes, with reference to chapter 103D, Hawaii Revised Statutes, in the definition of "purchase of service", shall continue in effect after the repeal and reenactment of section 42D-1 as provided in section 20 of Act 194, Session Laws of Hawaii 1992."

SECTION 3. This Act shall be amended to conform to all other acts passed by the legislature during this regular session of 1995, whether enacted before or after the effective date of this Act, unless the other acts specifically provide otherwise.

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 8, 1995.)