
A BILL FOR AN ACT

RELATING TO THE PROCUREMENT CODE.

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 be appropriately designated
3 and to read as follows:

4 "§103D- Hawaii agricultural products. (a) To encourage
5 the purchase and use of Hawaii agricultural products in the food
6 operations of state facilities, including state correctional
7 facilities, state hospitals and healthcare facilities, and
8 public schools, contracts shall be awarded to the lowest
9 responsible and responsive bidders, with preference given to the
10 agricultural products raised or grown in Hawaii.

11 (b) The policy board shall adopt rules in accordance with
12 chapter 91 governing preference for Hawaii agricultural
13 products. The rules shall establish percentages of preference
14 and the method of determining the qualifications of various
15 agricultural products for preference.

16 (c) The state procurement office, with the assistance of
17 the department of agriculture, shall develop a Hawaii
18 agricultural product program that shall require the state



1 purchasing agents of food operations at state facilities,
2 including state correctional facilities, state hospitals and
3 healthcare facilities, and public schools to:

4 (1) Apply a preference to the purchase of agricultural
5 products that are raised or grown in Hawaii before
6 purchasing agricultural products that are not raised
7 or grown in Hawaii; and

8 (2) Set goals to increase, in increments, the purchase of
9 Hawaii agricultural products from ten per cent per
10 year to a maximum of fifty per cent per year.

11 (d) The chief procurement officers for food operations at
12 state facilities, including state correctional facilities, state
13 hospitals and healthcare facilities, and public schools, shall
14 periodically review their specifications to determine whether
15 discrimination against procured Hawaii agricultural products
16 exists and shall revise these specifications to eliminate any
17 discrimination.

18 (e) This section shall not apply whenever its application
19 will disqualify an agency from receiving federal funds or aid.

20 (f) For purposes of this section, "Hawaii agricultural
21 products" means any floricultural, horticultural, viticultural,
22 forestry, nut, coffee, dairy, livestock, poultry, bee, farm or



1 plantation products, and fish and aquacultural commodities
2 raised or grown in Hawaii."

3 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:

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Report Title:

Procurement Code; Preference for Hawaii Agriculture

Description:

Requires procurement contracts for food operations of state facilities to be awarded to lowest responsible and responsive bidders, with preference given to agricultural products raised or grown in Hawaii.

