

LINDA LINGLE  
GOVERNOR



BRENNON T. MORIOKA  
DIRECTOR

Deputy Directors  
MICHAEL D. FORMBY  
FRANCIS PAUL KEENO  
BRIAN H. SEKIGUCKI  
JIRO A. SUMIDA

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:

FEBRUARY 18, 2010

**LATE TESTIMONY**

TESTIMONY OF THE DEPARTMENT OF TRANSPORTATION

COMMITTEE ON FINANCE

HOUSE BILL NO. 2441, H.D.1, RELATING TO PROCUREMENT.

The Department of Transportation ("DOT") supports the intent of H.B. 2441, H.D.1. However the DOT requests that SECTION 2 be amended to delete Section 103D-102(e)(3), Hawaii Revised Statutes ("HRS"). This is the provision that relates to contracts for design professional services furnished by licensees under chapter 464.

Procurements for professional services are obtained in accordance with HRS Section 103D-304. Moreover, such procurements are not solicited by the competitive bid processes. The selection is based on such criteria as: experience, past performance, capacity to accomplish the work, and any additional pertinent criteria. The award of such procurements is usually accomplished after successful fee negotiations with the highest rated design professional which only then results in the eventual award of the contract. The DOT does support an expeditious process to award such contracts but also realizes that such expectations are not always achievable due to circumstances beyond its control. Because of the protocols involved with HRS Section 103D-304, having such a time limitation on contract awards would have a detrimental effect to the entire process. The DOT recommends that such a requirement be applicable for design-build projects and therefore suggests that Section 103D-102(e)(3), HRS be revised to read as follows:

"Contracts for design-build projects shall be awarded within forty-five days of after the opening of proposals."

Thank you for the opportunity to testify on this matter.



STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P.O. BOX 1879  
HONOLULU, HAWAII 96805

TESTIMONY OF KAULANA H. R. PARK, CHAIRMAN  
HAWAIIAN HOMES COMMISSION  
BEFORE THE HOUSE COMMITTEE ON FINANCE

ON HB 2441 HD 1 RELATING TO PROCUREMENT

February 18, 2010

LIVE TESTIMONY

Chair Oshiro, Vice-Chair Lee and Members of the Committee:

The Department of Hawaiian Home Lands supports HB 2441 HD 1 which helps expedite the contract awards process for government projects, including projects on Hawaiian Home Lands.

HB 2441 HD 1 will support our department's operations as the state's largest housing developer and, in turn, will help native Hawaiian families sooner realize their homeownership goals. I respectfully urge your committee to pass legislation like this that will help balance expedited procurement procedures with accountability and transparency to help move projects forward.

Thank you for the opportunity to testify on this measure.