

JAN 21 2011

A BILL FOR AN ACT

RELATING TO ECONOMIC RECOVERY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Senate Concurrent Resolution No. 132, S.D. 1
2 (2009), established a task force to determine the economic
3 contributions of the construction industry in Hawaii and to
4 develop a series of proposals for state actions to preserve and
5 create new jobs in the local construction industry. This Act
6 implements one of the task force's proposals in conjunction with
7 the Abercrombie administration's support for state actions to
8 create new jobs in Hawaii's construction industry.

9 In addition, in 2010, the senate committee on economic
10 development and technology and the house committee on economic
11 revitalization, business, and military affairs convened an
12 informal small business discussion group to address the most
13 critical issues facing the small business sectors within
14 Hawaii's economy. Representatives from the Chamber of Commerce
15 of Hawaii, construction and trades industries, community
16 nonprofits, the agricultural sector, food and restaurant
17 industries, retailing, the science and technology sector, the
18 commercial transportation industry, and interested stakeholders



1 developed a package of bills that address the most pressing
2 problems facing Hawaii's small business community.

3 The purpose of this Act is to support the findings of the
4 small business working group and the recommendations proposed by
5 the construction industry task force to provide exemptions from
6 statutes relating to procurement and rulemaking to allow the
7 State to expedite the implementation or expansion of programs,
8 services, and benefits that are instrumental to the economic
9 success of the State. In doing so, however, it is also the
10 purpose of this Act to strike a balance between expedited
11 procedures and necessary accountability and transparency.

12 SECTION 2. Section 103D-302, Hawaii Revised Statutes, is
13 amended by amending subsection (c) to read as follows:

14 "(c) Adequate public notice of the invitation for bids
15 shall be given, affording a reasonable time before the date set
16 forth in the invitation for the opening of bids. The policy
17 board shall adopt rules which specify:

- 18 (1) The form that the notice is to take;
19 (2) What constitutes a reasonable interim between
20 publication and bid opening; and
21 (3) How notice may be published, including publication in
22 a newspaper of general circulation, notice by mail to



1 all persons on any applicable bidders mailing list,
 2 publication by any public or private telecommunication
 3 information network, or any other method of
 4 publication it deems to be effective[-];

5 provided that an invitation for bids shall be made by public
 6 notice made in a printed publication or electronic format that
 7 is accessible statewide for a period not to exceed fifteen
 8 days."

9 SECTION 3. Statutory material to be repealed is bracketed
 10 and stricken. New statutory material is underscored.

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

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Report Title:

Construction Task Force (2010); Procurement; Bid Notice Requirements

Description:

Clarifies requirements for adequate public notice of an invitation for bids and request for proposals.

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