

Honolulu, Hawaii

March 23, 2012

RE: S.B. No. 2030  
S.D. 2  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committee on Economic Revitalization & Business, to which was referred S.B. No. 2030, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PROCUREMENT,"

begs leave to report as follows:

The purpose of this measure is to allow the chief procurement officer or the head of a purchasing agency to allow the scope of work in a bid for a listed subcontractor to be expanded within five working days of bid opening, with certain conditions, and to permit the reinstatement of certain subcontractors' licenses before an award is granted.

The Department of Budget and Fiscal Services of the City and County of Honolulu; General Contractors Association; Ralph. S. Inouye Co., Ltd.; Building Industry Association of Hawaii; LYZ, Inc.; Hawaii LECET; Pacific Resource Partnership; Royal Contracting Co., Ltd.; Healy Tibbitts Builders, Inc.; Electrical Contractors Association of Hawaii; and Genba Hawaii, Inc. testified in support of this measure. Subcontractors Association of Hawaii testified in support of this measure with amendments. Sheet Metal Contractors Association testified in opposition to this measure. The State Procurement Office and Plumbing and Mechanical Contractors Association of Hawaii provided comments on this measure.



Your Committee has amended this measure by:

- (1) Adding a definition for "ministerial act" to the Hawaii Public Procurement Code;
- (2) Clarifying that a procuring officer may cure bid-listing discrepancies under limited circumstances to avoid having to reject a low bid for certain unintentional matters;
- (3) Changing the effective date to July 1, 2112, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2030, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2030, S.D. 2, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Economic  
Revitalization & Business,



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ANGUS L.K. MCKELVEY, Chair



HSCR 1226-12

Record of Votes of the Committee on Economic Revitalization & Business

Bill/Resolution No. (SSCR 2712) SB 2030, SDZ	Committee Referral: ERB, FIN	Date: 3/20/12
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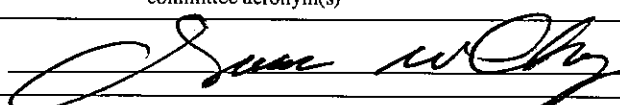
The committee is reconsidering its previous decision on the measure.

The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  
 Pass short form bill with HD to recommit for future public hearing (recommit)

ERB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. AWANA, Karen L.				✓
4. BROWER, Tom				✓
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. NISHIMOTO, Scott Y.				✓
8. TOKIOKA, James Kunane	✓			
9. TSUJI, Clift	✓			
10. MARUMOTO, Barbara C.				✓
11. PINE, Kymberly Marcos				✓
TOTAL (11)	6	—	—	5

The recommendation is:  Adopted  Not Adopted  
 If joint referral, \_\_\_\_\_ did not support recommendation.  
 committee acronym(s)

Vice Chair's or designee's signature: \_\_\_\_\_



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