
A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. Act 82, Session Laws of Hawaii 2010, is amended
2 as follows:

3 1. By amending section 4 to read:

4 "SECTION 4. (a) The board of regents of the University of
5 Hawaii shall submit annual reports to the legislature no later
6 than twenty days prior to the convening of the regular sessions
7 of [~~2011 and~~] 2011, 2012, 2013, and 2014, that shall include
8 [~~but not be limited to the following~~]:

9 (1) A description of the University of Hawaii's internal
10 procurement process;

11 (2) A description of the University of Hawaii's internal
12 procedures for handling protests of solicitations or
13 awards of contracts, if different from the procedures
14 described under chapter 103D, Hawaii Revised Statutes;
15 [~~and~~]

16 (3) A description and summary of any protests or
17 litigation that have arisen during the period of time
18 that the University of Hawaii is exempt from chapter



1 103D, Hawaii Revised Statutes, with certain
2 exceptions, pursuant to this Act [-];

3 (4) A description and status of construction projects in
4 excess of \$3,000,000 procured during the period of
5 time that the University of Hawaii is exempt from
6 chapter 103D, Hawaii Revised Statutes, with certain
7 exceptions, pursuant to this Act;

8 (5) Recommendations for best practices for procurement;
9 and

10 (6) Any proposed legislation or recommendations to amend
11 chapter 103D, Hawaii Revised Statutes; provided that
12 the board of regents shall consult with the state
13 procurement office on any proposed legislation or
14 statutory amendment recommendations.

15 (b) In its report to the legislature prior to the regular
16 session of 2013, as required under subsection (a), the
17 University of Hawaii shall also provide the legislature with
18 information on:

19 (1) Compliance with section 304A-2690, Hawaii Revised
20 Statutes, including:

21 (A) A list of all construction contracts in excess of
22 \$3,000,000 entered into by the University of



1 Hawaii that are exempt from chapter 103D, Hawaii
2 Revised Statutes, with certain exceptions,
3 pursuant to this Act;

4 (B) The amount of each contract; and

5 (C) Specific identification of which contracts either
6 required or did not require the listing of
7 subcontractors pursuant to section 304A-2690,
8 Hawaii Revised Statutes; and

9 (2) Any formal complaints the University of Hawaii has
10 received from subcontractors in regard to or as a
11 result of section 304A-2690, Hawaii Revised Statutes."

12 2. By amending section 8 to read:

13 "SECTION 8. This Act shall take effect on July 1, 2010;
14 provided that on July 1, [~~2012,~~] 2014, this Act shall be
15 repealed and sections 103D-102(c) and 304A-105(b), Hawaii
16 Revised Statutes, shall be reenacted in the form in which they
17 read on the day prior to the effective date of this Act."

18 SECTION 2. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20 SECTION 3. This Act shall take effect on July 1, 2050.

21



Report Title:

University of Hawaii; Procurement

Description:

Extends the exemption granted to the University of Hawaii from certain provisions of the Hawaii public procurement code to July 1, 2014. Requires additional reporting to the legislature of construction contracts in excess of \$3,000,000. Effective 7/1/2050. (SD2)

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