
A BILL FOR AN ACT

RELATING TO STATE CONTRACTS.

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- Prohibition on contracting with contractors that
5 have committed fraud or certain other crimes. Notwithstanding
6 section 103D-102(b), the State of Hawaii shall not enter into a
7 contract with an offeror or any of its principals or its
8 subsidiaries, unless the offeror, principal, or subsidiary, as
9 applicable, attests to the following:

10 (1) Within a seven-year period preceding the offer, it has
11 not been convicted of or had a civil judgment rendered
12 against it for:

13 (A) Commission of any felony, including fraud or a
14 criminal offense in connection with obtaining,
15 attempting to obtain, or performing a public
16 contract or subcontract with any federal, state,
17 or local government entity, including contracts
18 in any state;



1 (B) Violation of federal or state antitrust statutes
 2 relating to the submission of offers; or
 3 commission of embezzlement, theft, forgery,
 4 bribery, falsification or destruction of records,
 5 making false statements, tax evasion, or
 6 violating federal criminal tax laws; or

7 (C) Receiving stolen property; and

8 (2) Within a seven-year period preceding the offer, it has
 9 not been notified of any delinquent federal taxes in
 10 an amount that exceeds \$3,000 for which the liability
 11 remains unsatisfied."

12 SECTION 2. New statutory material is underscored.

13 SECTION 3. This Act shall take effect on July 1, 2014.

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INTRODUCED BY: _____

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H.B. NO. 2442

Report Title:

Contracts; Prohibited; Criminal Offenses

Description:

Prohibits the State from contracting with an offeror that has committed fraud or certain other crimes within seven years preceding the offer. Effective July 1, 2014.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

