June 30, 2015

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Eighth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai‘i 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Eighth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai‘i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 30, 2015, the following bill was signed into law:

HB318 HD1 SD1 CD1  
RELATING TO GOVERNMENT BUILDINGS  
ACT 176 (15)

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai‘i
A BILL FOR AN ACT

RELATING TO GOVERNMENT BUILDINGS.

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

SECTION 1. Section 102-2, Hawaii Revised Statutes, is amended to read as follows:

"§102-2 Contracts for concessions; bid required, exception. (a) Except as otherwise specifically provided by law, no concession or concession space shall be leased, let, licensed, rented out, or otherwise disposed of either by contract, lease, license, permit or any other arrangement, except under contract let after public notice for sealed bids in the manner provided by law; provided that the duration of the grant of the concession or concession space shall be related to the investment required but in no event to exceed fifteen years; provided further that and subject to approval by county council resolution, the fifteen-year limit shall not apply to nonprofit corporations organized pursuant to chapter 414D.
(b) The bidding requirements of subsection (a) shall not apply to concessions or space on public property set aside for the following purposes:
(1) For operation of ground transportation services and parking lot operations at airports, except for motor vehicle rental operations under chapter 437D;

(2) For lei vendors;

(3) For airline and aircraft operations;

(4) For automated teller machines and vending machines, except vending machines located at public schools operated by blind or visually handicapped persons in accordance with section 302A-412;

(5) For operation of concessions set aside without any charge;

(6) For operation of concessions by handicapped or blind persons; except concessions operated in the public schools by blind or visually handicapped persons in accordance with section 302A-412;

(7) For operation of concessions on permits revocable on notice of thirty days or less; provided that no such permits shall be issued for more than a one year period;

(8) For operation of concessions or concession spaces for a beach service association dedicated to the
preservation of the Hawaii beach boy tradition,
incorporated as a nonprofit corporation in accordance
with state law, and whose members are appropriately
licensed or certified as required by law;
(9) For operation of concessions at county zoos, botanic
gardens, or other county parks which are
environmentally, culturally, historically, or
operationally unique and are supported, by nonprofit
corporations incorporated in accordance with state law
solely for purposes of supporting county aims and
goals of the zoo, botanic garden, or other county
park, and operating under agreement with the
appropriate agency solely for such purposes, aims, and
goals;
(10) For operation of concessions that furnish goods or
services for which there is only one source, as
determined by the head of the awarding government
agency in writing that shall be included in the
contract file;
(11) For any of the operations of the Hawaii health systems
corporation and its regional system boards;
(12) For airport operation of concessions providing electronic communication services;
(13) For airport operation of concessions consisting solely of advertising;
(14) For the stadium authority operation of concessions providing electronic communication services; and
(15) For the stadium authority operation of concessions consisting solely of advertising.

(c) The bidding requirements of subsection (a) shall not apply to any nonrenewable dispositions granting rights for a period not in excess of fourteen days.

(d) The bidding requirements and fifteen year limit in subsection (a) shall not apply to any disposition or grant of rights to anyone to place one or more names, in accordance with applicable county sign ordinances, on a state or county building."

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

APPROVED this 30 day of JUN, 2015

GOVERNOR OF THE STATE OF HAWAII