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## A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1           SECTION 1. Section 103F-401.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§103F-401.5 Proposals and awards. (a) No contract  
4 proposals shall be accepted from any applicant who lacks any  
5 license necessary to conduct the business being sought by the  
6 request for proposals, [~~with the exception of proposals from~~  
7 ~~applicants to operate a child care program required to be~~  
8 ~~licensed pursuant to section 346-161.] including, but not  
9 limited to, licenses required by chapters 237 and 414.~~

10           (b) Notwithstanding the requirements in subsection (a),  
11 applicants who submit proposals to operate a child care program  
12 or group living facilities are not required to obtain the  
13 following licenses prior to their proposals being accepted:

- 14           (1) A license under section 346-161 to operate a group  
15           child care home, or group child care center; or  
16           (2) A license under chapter 321 to operate an adult



1           residential care home, expanded adult residential care  
2           home, developmental disabilities domiciliary home,  
3           special treatment facility, or therapeutic living  
4           program.

5           ~~[(b)]~~ (c) Proposals submitted under this chapter shall  
6 include all costs, fees, and taxes, and any award or contract  
7 shall be for the amount of the proposal. No award or contract  
8 shall include any other payment, rebate, or direct or indirect  
9 consideration that is not included in the proposal, such as  
10 insurance premium or general excise tax rebates to or waivers  
11 for an applicant or bidder."

12           SECTION 2. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:           *Bill A. Ruth*          

JAN 20 2017



# H.B. NO. 556

**Report Title:**

Procurement; Child Care Program; Group Living Facilities

**Description:**

Requires applicants who submit contract proposals to operate a child care program to have necessary business licenses. Exempts applicants who submit proposals to operate a child care program or group living facility from having to obtain licenses to operate under section 346-161 and chapter 321, Hawaii Revised Statutes, prior to their proposal being accepted.

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

