
A BILL FOR AN ACT

RELATING TO PREFERENCES UNDER THE PROCUREMENT CODE.

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 part X to be appropriately
3 designated and to read as follows:
4 "§103D- Preference to bidders employing individuals
5 with disabilities. (a) When a governmental body contracts for
6 goods, services, or construction, a preference shall be given to
7 a responsible and responsive bidder who pledges to hire
8 individuals with disabilities on or before the starting date of
9 the contract; provided that the new employment shall continue at
10 least for the duration of the contract. The preference, in an
11 amount equal to the percentage of individuals with disabilities
12 out of total employees employed by the bidder, shall be
13 subtracted from the offer for purposes of source selection only;
14 provided that the preference shall not exceed twenty-five per
15 cent of the bid price. When determining the percentage of
16 persons with disabilities employed by the bidder, part-time



1 employees shall be counted in proportion to the number of hours
2 worked in a forty-hour week.

3 (b) The department of human services shall establish a
4 registry of individuals with disabilities who are work-ready and
5 whom responsible and responsive bidders may use in fulfilling
6 their pledges to hire individuals with disabilities under
7 subsection (a).

8 (c) For purposes of this section, "individual with
9 disabilities" means any individual who has a physical or mental
10 impairment that substantially limits one or more major life
11 activities, including an individual whom the department of human
12 services, the department of health, the vocational
13 rehabilitation and services for the blind division, or a private
14 physician has determined to be disabled or suffers disability."

15 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:



JAN 22 2021



H.B. NO. 582

Report Title:

Procurement; Preference; Employment of Individuals with Disabilities

Description:

Establishes a preference under the procurement code for employers who pledge to hire individuals with disabilities when contracting for goods, services, or construction through competitive sealed bidding, competitive sealed proposals, or both.

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