
A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1 SECTION 1. Section 103D-709, Hawaii Revised Statutes, is
2 amended by amending subsection (e) to read as follows:

3 "(e) The party initiating a proceeding falling within
4 subsection (d) shall pay to the department of commerce and
5 consumer affairs a cash or protest bond in the amount of:

6 [~~(1)~~ ~~\$1,000 for a contract with an estimated value of less~~
7 ~~than \$500,000;~~

8 ~~(2)] (1) [~~\$2,000 for a contract with an estimated value of~~
9 ~~\$500,000 or more, but] One per cent of the estimated
10 value of the contract if the estimated value of the
11 contract is less than \$1,000,000; or~~~~

12 ~~(3)] (2) [~~One-half] Two per cent of the estimated value of~~
13 the contract if the estimated value of the contract is
14 \$1,000,000 or more [~~; provided that in no event shall~~
15 ~~the required amount of the cash or protest bond be~~
16 ~~more than \$10,000].~~~~



1 If the initiating party prevails in the administrative
2 proceeding, the cash or protest bond shall be returned to that
3 party. If the initiating party does not prevail in the
4 administrative proceeding, the cash or protest bond shall be
5 deposited into the general fund."

6 SECTION 2. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on July 1, 2112.



H.B. NO. 1054
H.D. 1

Report Title:

Procurement; Administrative Proceedings; Cash or Protest Bond

Description:

Amends the cash or protest bond amount for a party initiating an administrative proceeding for review under the Hawaii public procurement code. Effective 7/1/2112. (HD1)

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2021-1703 HB1054 HD1 HMSO

