

JAN 26 2022

A BILL FOR AN ACT

RELATING TO CONSTRUCTION MANAGEMENT.

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

1 SECTION 1. (a) There is established within the department
2 of transportation a three-year construction management
3 consultant procurement pilot program, that shall require the
4 department of transportation to procure professional services by
5 construction management consultants using competitive sealed
6 bidding and competitive sealed proposals pursuant to sections
7 103D-302 and 103D-303, Hawaii Revised Statutes; provided that
8 the pilot program shall not apply to emergency procurements
9 obtained pursuant to section 103D-307, Hawaii Revised Statutes.

10 (b) The department of transportation may adopt temporary
11 rules pursuant to chapter 91, Hawaii Revised Statutes, regarding
12 the establishment and operation of the pilot program.

13 SECTION 2. (a) No later than twenty days prior to the
14 convening of the regular session of 2023, the department of
15 transportation shall submit a preliminary report to the
16 legislature of its findings regarding the implementation of the
17 construction management consultant procurement pilot program.



1 The report shall include a detailed chart that lists the
2 construction projects for which the department has procured a
3 construction management consultant, the method of procurement
4 used, the cost of the project, whether the construction
5 management consultant was licensed, and other relevant
6 information.

7 (b) No later than twenty days prior to the convening of
8 the regular session of 2024, the department of transportation
9 shall submit an interim report to the legislature of its
10 findings regarding the construction management consultant
11 procurement pilot program. The interim report shall include:

12 (1) Any benefits from using the competitive sealed bidding
13 and competitive sealed proposals methods of
14 procurement to procure the professional services of
15 construction management consultants; and

16 (2) Any issues arising from using these forms of
17 procurement.

18 (c) No later than twenty days prior to the convening of
19 the regular session of 2025, the department of transportation
20 shall submit a final report to the legislature of its findings
21 and recommendations, including any proposed legislation,



1 regarding the use of competitive sealed bidding and competitive
2 sealed proposals to procure professional services from
3 construction management consultants. The report shall include a
4 recommendation of whether competitive sealed bidding and
5 competitive sealed proposals should continue to be used to
6 procure the professional services of construction management
7 consultants.

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

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INTRODUCED BY: *Senne Mercedes Kim*



S.B. NO. 3370

Report Title:

Procurement; Professional Services Contracts; Consultants; Construction Management; Competitive Sealed Bidding; Competitive Sealed Proposals; Pilot Program; Department of Transportation

Description:

Creates a three-year pilot program within the Department of Transportation that requires procurement of professional services from construction management consultants using the competitive sealed bidding and competitive sealed proposals methods of procurement. Exempts emergency procurements. Requires annual reports to the Legislature.

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

