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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 103D-303, Hawaii Revised Statutes, is  
2   amended by amending subsection (h) to read as follows:

3       "(h)   In cases of awards made under this section,  
4   non-selected offerors may submit a written request for  
5   debriefing to the procurement officer within three working days  
6   after the posting of the award of the contract.  Thereafter, the  
7   procurement officer shall provide the non-selected offeror a  
8   prompt debriefing~~[-]~~, but shall not disclose any competing  
9   offeror's proposal or evaluation scores, except the summary of  
10   scores, until after any protest is resolved and the contract is  
11   executed.  Any protest by the non-selected offeror pursuant to  
12   section 103D-701 following debriefing shall be filed in writing  
13   with the procurement officer within five working days after the  
14   date upon which the debriefing is completed."

15       SECTION 2.   This Act does not affect rights and duties that  
16   matured, penalties that were incurred, and proceedings that were  
17   begun before its effective date.



- 1        SECTION 3. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.  
3        SECTION 4. This Act shall take effect on January 1, 2491.



**Report Title:**

Hawaii Public Procurement Code; Protest; Debriefing; Disclosure of Competing Proposals

**Description:**

Prohibits a procurement officer from disclosing a competing offeror's proposal or evaluation scores, except the summary of scores, during a debriefing requested by a non-selected offeror. Authorizes the disclosure of a competing offeror's proposal or evaluation scores after a protest is resolved and the contract is executed. Effective 1/1/2491. (SD1)

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

