STAND. COM. REP. NO. 1604 -08

Honolulu, Hawaii

AjlZ , 2008

RE: S.B. No. 2867

S.D. 2 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2867, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE,"

begs leave to report as follows:

The purpose of this bill is to deter offerors and subcontractors from using false information to be awarded a procurement contract by providing that false information knowingly placed in a procurement bid:

- (1) Is a basis for rejection of the bid; and
- (2) May result in debarment or suspension, and shall result in a one year mandatory suspension from being considered for procurement awards.

The Department of Accounting and General Services supported the intent of this bill. The General Contractors Association of Hawaii opposed this measure.

Your Committee has amended this bill by:

(1) Prohibiting the Chief Procurement Officer from delegating authority to resolve protested solicitations and awards; and

SB2867 HD2 HSCR JUD HMS 2008-3491



(2) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2867, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2867, S.D. 2, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

OMMY WATERS Chair

## State of Hawaii House of Representatives The Twenty-fourth Legislature

HSCR 1604-08

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.: Committee	e Referral:	Dat	e: 621	<b>A</b> C
Bill/Resolution No.: Committee Referral: Date: 3/25/06				
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)				
2. OSHIRO, Blake K. (VC)	/			
3. EVANS, Cindy				
4. GREEN, Josh, M.D.				
5. ITO, Ken				
6. LUKE, Sylvia	/			
7. McKELVEY, Angus L.K.				
8. MORITA, Hermina M.				
9. SONSON, Alex M.				
10. SOUKI, Joseph M.				
11. TSUJI, Clift				
12. YAMANE, Ryan I.				
13. YAMASHITA, Kyle T.				
14. MARUMOTO, Barbara C.				
15. PINE, Kymberly Marcos				
16. THIELEN, Cynthia				
				A CONTRACTOR OF THE CONTRACTOR
	· · · · · · · · · · · · · · · · · · ·			
	ATT COMMENT AND COMMENT			
	. 60			
TOTAL (16)	l Ø			6
The recommendation is:  Adopted  If joint referral,  committee acronym(s)  Not Adopted  did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				