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# SENATE RESOLUTION

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REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT  
WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND  
RECOMMEND IMPROVEMENTS.

1 WHEREAS, the Hawaii state procurement code and its  
2 accompanying administrative rules encompass a complex process  
3 for soliciting and awarding public contracts; and  
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5 WHEREAS, many of the complexities of the state procurement  
6 code result in needless delays in the awarding of contracts that  
7 often result in the failure to provide needed services and  
8 facilities to Hawaii's residents in a timely manner; and  
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10 WHEREAS, the state procurement code should be streamlined,  
11 where possible, to adapt to economic emergency situations, such  
12 as the current recession, that may require the speedy awarding  
13 of contracts financed by federal stimulus funds; and  
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15 WHEREAS, the state procurement code should be a vehicle for  
16 providing an economic advantage to local agriculture producers,  
17 local manufacturers and suppliers, and the local workforce; and  
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19 WHEREAS, the state procurement code is in need of review to  
20 find efficiencies and improve the overall effectiveness of the  
21 procurement process; and  
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23 WHEREAS, the State Procurement Office has testified that  
24 the state procurement code is in need of review and that it  
25 plans on submitting a measure for consideration in the 2010  
26 Regular Session, which would benefit from review by a joint  
27 legislative procurement working group; now, therefore,  
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29 BE IT RESOLVED by the Senate of the Twenty-fifth  
30 Legislature of the State of Hawaii, Regular Session of 2009,  
31 that this body is requested to form a joint legislative  
32 procurement working group to evaluate the state procurement code  
33 and recommend improvements; and  
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1 BE IT FURTHER RESOLVED that the joint legislative  
2 procurement working group is requested to select a chairperson  
3 from its membership and consider the following persons as  
4 members:

- 5  
6 (1) Four members of the House of Representatives,  
7 consisting of three members from the majority party  
8 and one member from the minority party, who are  
9 requested to be appointed by the Speaker of the House  
10 of Representatives;
- 11  
12 (2) Four members of the Senate, consisting of three  
13 members from the majority party and one member from  
14 the minority party, who are requested to be appointed  
15 by the President of the Senate;
- 16  
17 (3) The State Procurement Administrator, or the  
18 Administrator's designee;
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20 (4) The Comptroller, or the Comptroller's designee;
- 21  
22 (5) A representative of the Procurement Policy Board under  
23 section 103D-201, Hawaii Revised Statutes, who is  
24 requested to be selected by the Comptroller;
- 25  
26 (6) Each county's chief procurement officer or designee;
- 27  
28 (7) Professor Danielle Conway-Jones, of the Hawaii  
29 Procurement Institute housed at the William S.  
30 Richardson School of Law;
- 31  
32 (8) A representative of the General Contractors  
33 Association of Hawaii;
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35 (9) A representative of the Subcontractors Association of  
36 Hawaii; and
- 37  
38 (10) Five procurement practitioners, selected by the  
39 chairperson, including representatives from federal,  
40 state, and county procurement offices and procurement  
41 attorneys; and

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43 BE IT FURTHER RESOLVED that the Department of Accounting  
44 and General Services is requested to provide necessary

1 administrative professional, technical, and clerical support to  
2 the working group; and

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4 BE IT FURTHER RESOLVED that the members of the joint  
5 legislative procurement working group are requested to serve  
6 without compensation and without reimbursement for expenses; and

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8 BE IT FURTHER RESOLVED that the joint legislative  
9 procurement working group is requested to review any legislation  
10 prepared for the 2010 Regular Session by the State Procurement  
11 Office and comment upon it; and

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13 BE IT FURTHER RESOLVED that the joint legislative  
14 procurement working group is requested to report its findings  
15 and recommendations, including any proposed legislation whether  
16 separately proposed or proposed together with the State  
17 Procurement Office, to the Legislature no later than twenty days  
18 prior to the convening of the Regular Session of 2010; and

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20 BE IT FURTHER RESOLVED that the working group is requested  
21 to dissolve on June 30, 2010; and

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23 BE IT FURTHER RESOLVED that certified copies of this  
24 Resolution be transmitted to the Speaker of the House of  
25 Representatives, the President of the Senate, the State  
26 Procurement Administrator, the Comptroller, the Chairperson of  
27 the Procurement Policy Board, the Dean and Professor Danielle  
28 Conway-Jones of the William S. Richardson School of Law, the  
29 mayor of each county, the General Contractors Association of  
30 Hawaii, and the Subcontractors Association of Hawaii.