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# A BILL FOR AN ACT

RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF  
HAWAII.

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

1           SECTION 1. The legislature finds that concerns have been  
2 raised as to whether the research corporation of the University  
3 of Hawaii has been given a broader range of flexibility than  
4 originally intended.

5           The purpose of this Act is to require that all contracts  
6 and projects of the research corporation of the University of  
7 Hawaii adhere to federal procurement laws and regulations  
8 regardless of the source of funds.

9           SECTION 2. Section 304A-3005, Hawaii Revised Statutes, is  
10 amended to read as follows:

11           "**§304A-3005 Research corporation excepted from certain**  
12 **state laws.** To carry out the purposes and objectives of the  
13 research corporation, including the conduct of research and  
14 training projects, the research corporation shall be granted  
15 flexibility in hiring its personnel and in handling and



1 disbursing moneys by being excepted from the following state  
2 laws:

- 3 (1) Sections 36-27 and 36-30, relating to special fund  
4 reimbursements to the state general fund;
- 5 (2) Chapter 103D, relating to advertising for bids and  
6 purchases to be made in Hawaii whenever public moneys  
7 are expended; provided that the exemption shall be  
8 limited to research, training, and development related  
9 contracts and projects that obtain federal or state  
10 grants; provided further that all federal and state  
11 grants, contracts, and projects shall comply with  
12 standards and controls as required by applicable  
13 federal procurement laws and regulations;
- 14 (3) Chapter 103D with respect to construction contracts;  
15 provided that the exception shall not apply where  
16 state funds are used and compliance with chapter 103D  
17 is required by a bill enacted by the legislature;
- 18 (4) Chapter 76, relating to civil service; and
- 19 (5) Section 78-1, relating to public employment."

20 SECTION 3. Statutory material to be repealed is bracketed  
21 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Research Corporation of the University of Hawaii; Contracts;  
Procurement

**Description:**

Limits the Research Corporation of the University of Hawaii's exemption from the procurement code for advertising for bids and purchases to be made in Hawaii to research, training, and development related contracts and projects that obtain federal or state grants and requires that all federal and state grants, contracts, and projects adhere to all federal procurement laws and regulations. (SD1)

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

