

HOUSE OF REPRESENTATIVES
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2021

COMMITTEE ON GOVERNMENT REFORM

Rep. Angus L.K. McKelvey, Chair

Rep. Tina Wildberger, Vice Chair

Rep. Ty J.K. Cullen

Rep. Justin H. Woodson

Rep. Stacelynn K.M. Eli

Rep. Kyle T. Yamashita

Rep. Linda Ichiyama

Rep. Gene Ward

Rep. John M. Mizuno

NOTICE OF HEARING

DATE: Friday, February 5, 2021

TIME: 9:00AM

PLACE: VIA VIDEOCONFERENCE

Conference Room 309

State Capitol

415 South Beretania Street

THE STATE CAPITOL IS CLOSED TO THE PUBLIC DURING THE ONGOING COVID-19 PANDEMIC

Please note that the committee members will participate remotely via videoconference.

Click [here](#) to submit testimony and to testify remotely.

A live stream link of all House Standing Committee meetings will be available online shortly before the scheduled start time.

Click [here](#) for the live stream of this meeting via YouTube.

Click [here](#) for select hearings broadcast live on 'Ōlelo Community Media for cable TV.

A G E N D A

HB 1210

Status

RELATING TO PROCUREMENT.

GVR, CPC, FIN

Requires procurement officers to complete periodic performance evaluations of certain contractors. Establishes factors to be included in any evaluation, consideration, or review of past performance, and ratings standards for those factors. Requires past performance to be factored into future bid selection of contractors for certain contracts. Requires past performance to be considered in all sole source procurement and any competitive sealed contracts that exceeds the small purchase threshold. Requires the state procurement office to submit preliminary and final reports to the legislature. Repeals 6/30/2026.

HB 1211

Status

RELATING TO PROCUREMENT.

GVR, CPC, FIN

Establishes the subcontractor listing pilot program to be conducted by the department of accounting and general services. Requires a report to the legislature.

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HB 1212 Status	RELATING TO PUBLIC-PRIVATE PARTNERSHIPS. Establishes the office of public-private partnerships and the position of state public-private partnerships coordinator. Adds design-build-operate-maintain and design-build-finance-operate-maintain project delivery methods to the Procurement Code and related conditions and requirements. Appropriates funds.	GVR, CPC, FIN
HB 1214 Status	RELATING TO PROCUREMENT. Allows a bidder of a public works construction project to clarify and correct certain information regarding subcontractors for up to two hours after bid closing. Mandates a two hour waiting period after bid closing before construction bids can be opened. Prohibits bid shopping and bid peddling for the competitive sealed bidding process. Requires public procurement construction bids to list subcontractors and joint contractors only for contracts with an unspecified total value; provided that bids lacking this list may be accepted if in the State's best interest and the value of the work to be performed by the joint contractor or subcontractor is equal to or less than an unspecified percent of the total bid amount. Repeals 7/1/2023.	GVR, CPC, FIN
HB 1325 Status	RELATING TO THE PROCUREMENT CODE. Requires public contractors to obtain insurance to cover at least half of a project's construction costs to the State, to provide funds for curing construction defects discovered within five years after the completion of the contract. Authorizes the State to institute an action against the contractor for the total costs of curing those defects.	GVR, CPC, FIN
HB 1355 Status	RELATING TO STATE PROCUREMENT REFORM. Requires procurement officers to document whether to pursue a design professional for damages in the event of construction cost overruns. Requires the chief procurement officer to compile a public list of construction companies or design professionals that are in noncompliance with the procurement code or owe penalties. Requires the state procurement office include training on the duty of procurement officers to hold design professionals liable for breaches of professional standards. Requires the legislative reference bureau to conduct a study on the laws and regulations relating to construction management policies and procedures applicable to the procurement code.	GVR, CPC, FIN
HB 1385 Status	RELATING TO PROCUREMENT. Implements certain recommendations of the procurement policy review conducted pursuant to House Resolution No. 142, Regular Session of 2016. Requires the state procurement office to submit a report to the legislature regarding its progress in implementing the procurement policy review recommendations.	GVR, CPC, FIN

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least **24 hours** prior to the hearing. While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may not be processed.

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Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

The chair may institute a per-testifier time limit.

Committees meeting in the morning must adjourn prior to the day's Floor Session. Therefore, due to time constraints, not all testifiers may be able to testify. However, all written submissions will be considered by the committee.

Please refrain from profanity or uncivil behavior. Violations may result in ejection from the hearing without the ability to rejoin.

The House will not be responsible for bad connections on the testifier's end.

The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e. interpretive services (oral or written) or ASL interpreter) or are unable to submit testimony via the website due to a disability, please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

Click [here](#) for a complete list of House Guidelines for public testimony.

FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are bolded.

For more information, please contact the Committee Clerk at 586-6160

Rep. Angus L.K. McKelvey
Chair

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