
A BILL FOR AN ACT

RELATING TO PUBLIC PROCUREMENT.

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

1 SECTION 1. Section 103D-701, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Any actual or prospective bidder, offeror, or
4 contractor who is aggrieved in connection with the solicitation
5 or award of a contract may protest to the chief procurement
6 officer or a designee as specified in the solicitation. [~~Except~~
7 ~~as provided in sections 103D-303 and 103D-304, a protest shall~~
8 ~~be submitted in writing within five working days after the~~
9 ~~aggrieved person knows or should have known of the facts giving~~
10 ~~rise thereto; provided that a~~ A protest of an award [~~or~~
11 ~~proposed award]~~ shall [~~in any event]~~ be submitted in writing
12 within five working days after the posting of award of the
13 contract under section 103D-302 or 103D-303, if no request for
14 debriefing has been made, as applicable [~~; provided further that~~
15 ~~no~~]. A protest based upon the content of the solicitation shall
16 be [~~considered unless it is~~] submitted in writing prior to the
17 date set for the receipt of offers."



1 SECTION 2. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Government Contracts; Procurement; Protests

Description:

Clarifies the deadline for submitting written protests that are based on the content of a solicitation. (SD1)

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