

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



BONNIE KAHAKUI
ACTING ADMINISTRATOR

STATE OF HAWAI'I | KA MOKU'ĀINA O HAWAI'I
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TESTIMONY
OF
BONNIE KAHAKUI, ACTING ADMINISTRATOR
STATE PROCUREMENT OFFICE

TO THE SENATE COMMITTEE
ON
JUDICIARY

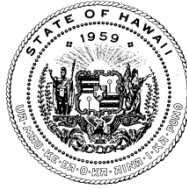
March 1, 2023, 9:30 am

SENATE BILL 1138
RELATING TO PROCUREMENT

Chair Rhoads, Vice Chair Gabbard, and members of the committee, thank you for the opportunity to submit testimony on Senate Bill 1138. The State Procurement Office (SPO) supports this bill as it provides clear guidance to purchasing agencies what documents shall not be disclosed at a debriefing.

Thank you.

JOSH GREEN, M.D.
GOVERNOR



TESTIMONY BY:
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STATE OF HAWAII
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March 1, 2023
9:30 A.M.

State Capitol Conference Room 016 & Videoconference

S.B. 1138
RELATING TO PROCUREMENT

Senate Committee on Judiciary

The Department of Transportation (DOT) **supports** the bill amending Section 103D-303, Hawaii Revised Statutes, subsection (h), prohibiting a procurement officer from disclosing a competing offeror's proposal or evaluation score during a debriefing requested by a non-selected offeror; and authorizes the disclosure of a competing offeror's proposal or evaluation score after a protest is resolved and the contract is executed.

The addition of the proposed language amending the statute to explicitly state disclosure of any competing offeror's proposal or evaluation score is prohibited until after any protest is resolved and contract execution will provide clarification and clear understanding as to when it is appropriate for the release of the respective documents, in the event of an informal request or formal request for government record.

Thank you for the opportunity to provide testimony.