
A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

1 SECTION 1. Section 103D-329, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "[+]§103D-329[+] **Past performance database.** (a) No later
4 than December 31, 2023, the state procurement office shall
5 implement and administer a past performance database with regard
6 to state contractors.

7 (b) The state procurement office shall adopt rules no
8 later than December 31, 2023, pursuant to chapter 91 to
9 establish:

10 (1) Information required to be included in the past
11 performance database; provided that the information
12 shall include:

- 13 (A) The name of the state contractor;
14 (B) The date of the project;
15 (C) The size of the project;
16 (D) A brief description of the project;



- 1 (E) The responsible managing employees for the
- 2 project;
- 3 (F) Whether or not the project was timely completed;
- 4 (G) The project's authorized budget; ~~and~~
- 5 (H) The positive or negative difference between the
- 6 final cost of the project and the project's
- 7 authorized budget, including the reasons for the
- 8 difference, if any; and
- 9 (I) The state contractor's project performance
- 10 assessment, determined by the state procurement
- 11 office, including information on the following
- 12 for goods, services, and construction, as
- 13 applicable:
- 14 (i) Quality of work;
- 15 (ii) Schedule and timeliness of performance;
- 16 (iii) Cost and financial management;
- 17 (iv) Management, personnel, and labor;
- 18 (v) Safety and security; and
- 19 (vi) General comments.



1 (2) Procedures to inform a contractor of the information
2 contained in the past performance database about that
3 contractor; and

4 (3) Procedures for a contractor to correct or respond to
5 the information contained in the past performance
6 database about that contractor."

7 SECTION 2. There is appropriated out of the general
8 revenues of the State of Hawaii the sum of \$ or so
9 much thereof as may be necessary for fiscal year 2025-2026 for
10 all anticipated activities, including revising the past
11 performance database, for the purposes of this Act.

12 The sum appropriated shall be expended by the state
13 procurement office for the purposes of this Act.

14 SECTION 3. There is appropriated out of the general
15 revenues of the State of Hawaii the sum of \$ or so
16 much thereof as may be necessary for fiscal year 2025-2026 and
17 the same sum or so much thereof as may be necessary for fiscal
18 year 2026-2027 for the annual maintenance of the past
19 performance database.

20 The sums appropriated shall be expended by the state
21 procurement office for the purposes of this Act.



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect January 1, 2491.



Report Title:

Procurement; Past Performance Database; Project Performance Assessment; Annual Maintenance; Appropriations

Description:

Adds state contractor's performance assessment to information required to be included in the past performance database maintained by the State Procurement Office. Appropriates funds. Effective 1/1/2491. (SD1)

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