
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF EDUCATION.

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

1 SECTION 1. Chapter 302A, Hawaii Revised Statutes, is
2 amended by adding a new section to subpart C of part II to be
3 appropriately designated and to read as follows:

4 "§302A- Procurement; locally sourced products;
5 geographic preference; small purchases. (a) Notwithstanding
6 section 103D-305(c) or any other law to the contrary, the
7 department may procure fresh local agricultural products and
8 local value-added, processed, agricultural, or food products of
9 less than \$ _____ without using an electronic system;
10 provided that for these procurements:

11 (1) No less than three written quotes shall be obtained
12 for procurements of \$ _____ to less than
13 \$ _____ ; provided further that the department may
14 instead require no less than two written quotes for
15 procurements of \$ _____ to less than
16 \$ _____ for fresh local agricultural products and
17 local value-added processed, agricultural, or food



1 (2) The department may award contracts for locally sourced
2 products if the cost is no more than fifteen per cent
3 higher than the lowest-priced out-of-state option;
4 provided that justification for the selection is
5 documented.

6 (c) For the purposes of this section:

7 "Fresh local agricultural products" has the same meaning as
8 defined in section 302A-405.6.

9 "Local value-added processed, agricultural, or food
10 products" has the same meaning as defined in section 302A-405.6.

11 "Locally sourced products" has the same meaning as defined
12 in section 302A-405.6."

13 SECTION 2. Section 103D-104.5, Hawaii Revised Statutes, is
14 amended to read as follows:

15 **"[+]§103D-104.5[+] Agricultural products subject to this**
16 **chapter[-]; exemptions. [The] (a) Except as provided in**
17 **subsection (b), the following agricultural products shall be**
18 **subject to this chapter:**

19 (1) Fresh meats and produce; and

20 (2) Animals and plants.



1 (b) Procurements by the department of education of the
2 agricultural products listed in subsection (a) shall be exempt
3 from this chapter.

4 (c) Except for the exemptions under section 103D-102(b) [~~7~~]
5 and subsection (b), no exemptions under this chapter shall apply
6 to this section."

7 SECTION 3. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

DOE; Procurement; Locally Sourced Products; Fresh Local Agricultural Products; Local Value-Added Processed, Agricultural, or Food Products; Exemption; Geographic Preference

Description:

Exempts from the electronic procurement system the Department of Education's purchase of fresh local agricultural products and local value-added processed, agricultural, or food products not exceeding a certain amount, subject to certain requirements. Requires the Department of Education to establish guidelines for determining a geographic preference for locally sourced products. Exempts the Department of Education from the requirement that certain agricultural products are subject to the Hawaii Public Procurement Code. Effective 7/1/3000. (HD1)

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

