

# S.B. NO. 3119

JAN 28 2026

## A BILL FOR AN ACT

RELATING TO DEPARTMENT OF EDUCATION PROCUREMENT.

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

1       SECTION 1. Act 134, Session Laws of Hawaii 2025, provides  
2   a temporary adjustment, until its June 30, 2028, sunset date, to  
3   the department of education's small purchase procurement  
4   capacity by exempting purchases of local edible produce and  
5   packaged food products of less than \$250,000 from the electronic  
6   procurement system requirement and instead requiring no less  
7   than three written quotes for those purchases.

8       The legislature finds that, as the largest department in  
9   the State with two hundred ninety-five schools and forty-two  
10   thousand salaried and part-time employees, the department of  
11   education must procure voluminous amounts of goods and services  
12   to run its operation.

13       The legislature further finds that the department of  
14   education is mandated to provide at least thirty per cent  
15   locally sourced foods to Hawaii's public schools by 2030.  
16   Increasing the department's small purchase procurement capacity  
17   for local edible produce and packaged food products will assist

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1 the department in fulfilling its mandate to provide locally  
2 sourced foods for the State's public schools.

3 However, to effectuate Act 134, Session Laws of Hawaii  
4 2025, the department requires that the new section allow for  
5 small purchase procurement of more than \$100,000 for local  
6 edible produce and packaged food products.

7 The purpose of this Act is to effectuate Act 134, Session  
8 Laws of Hawaii 2025, by exempting the procurement of local  
9 edible produce and packaged food products from the \$100,000  
10 threshold for the small purchase procurement method.

11 SECTION 2. Section 302A-1317, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 "[~~§~~]**§302A-1317**[~~§~~] **Local edible produce and packaged food**  
14 **products procurement; small purchases.** Notwithstanding section  
15 [~~103D-305(e)~~] 103D-305(a) and (c) and any other law to the  
16 contrary, procurements of less than \$250,000 for local edible  
17 produce and packaged food products for the department shall be  
18 exempt from the requirement to conduct procurements through an  
19 electronic system and shall instead be subject to no less than  
20 three written quotes; provided that if the department is unable  
21 to receive the required number of written notifications as

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1 required by this section, written justification shall be  
2 provided and kept by the department."

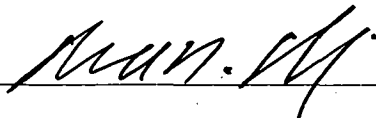
3 SECTION 3. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act, upon its approval, shall take effect  
6 on July 1, 2026, and shall be repealed on June 30, 2028.

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INTRODUCED BY:



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BY REQUEST

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**Report Title:**

DOE; Procurement; Small Purchases; Local Produce and Packaged Food Products; Written Quotes

**Description:**

Adjusts the applicability of Act 134, SLH 2025, to clarify the threshold for Department of Education procurement of local edible produce and packaged food products. Sunsets 6/30/2028.

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

JUSTIFICATION SHEET

DEPARTMENT: Education

TITLE: A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION PROCUREMENT.

PURPOSE: To adjust the applicability of Act 134, Session Laws of Hawaii (SLH) 2025, to ensure the Department can effectuate Act 134, SLH 2025.

MEANS: Amend section 302A-1317, Hawaii Revised Statutes (HRS).

JUSTIFICATION: Section 103D-305(a), HRS, dictates that procurements of less than \$100,000 for goods and services is the limiting factor to small purchases. Subsequently, Act 134, SLH 2025, enacted section 302A-1317, HRS, to exempt until June 30, 2028, the Department from certain procurement rules for local edible produce and packaged food products valued at less than \$250,000. This bill clarifies that the less than \$100,000 threshold in section 103D-305(a) is not applicable to the newly created section in chapter 302A, HRS, as provided by Act 134, SLH 2025. The addition would assist in effectuating Act 134, SLH 2025.

Impact on the public: By raising the threshold and lowering the administrative burden of procuring local food in schools, the public will see more local and nutritious meals for students. Additional procurement of local food will also stimulate local agricultural producers.

Impact on the department and other agencies: Passage of this bill would clarify potentially conflicting procurement policy for the Department. Greater clarity would facilitate the purchasing of local edible produce and packaged food products, helping the Department to meet its mandated thirty percent local food target by 2030.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: None.

OTHER AFFECTED  
AGENCIES: State Procurement Office.

EFFECTIVE DATE: July 1, 2026, and shall be repealed on June  
30, 2028.