
HOUSE CONCURRENT RESOLUTION

URGING ALL STATE AND COUNTY AGENCIES INVOLVED IN CONSTRUCTION
PROCUREMENT TO IMPLEMENT PROMPT PAYMENT TRANSPARENCY
MEASURES AND EXPRESSING APPRECIATION TO THE PUBLIC WORKS
DIVISION OF THE DEPARTMENT OF ACCOUNTING AND GENERAL
SERVICES FOR ITS EFFORTS.

1 WHEREAS, prompt and timely payment of amounts due on state
2 and county construction projects is an essential management
3 practice that promotes efficiency and fairness; and
4

5 WHEREAS, Act 291, Session Laws of Hawaii 2006 (Act 291),
6 resolved many issues related to prompt payment, benefiting prime
7 contractors and subcontractors; and
8

9 WHEREAS, retainage - the withholding of a percentage of
10 construction funds to ensure proper and timely completion of
11 work - is a common practice, but complaints persist regarding
12 overdue retainage and delayed progress payments; and
13

14 WHEREAS, excessive delays in releasing retainage harm
15 contractors economically and threaten their continued success;
16 and
17

18 WHEREAS, following Act 291, the Public Works Division of
19 the Department of Accounting and General Services established a
20 contractor payment website providing detailed information on job
21 progress, payments to prime contractors, retainage amounts, and
22 subcontractor payment status; and
23

24 WHEREAS, this transparency promotes fair dealings and
25 accountability between prime contractors and subcontractors; and
26



1 WHEREAS, similar practices by other procuring agencies
2 would improve efficiency and fairness in construction
3 procurement statewide; now, therefore,
4

5 BE IT RESOLVED by the House of Representatives of the
6 Thirty-third Legislature of the State of Hawaii, Regular Session
7 of 2026, the Senate concurring, that all state and county
8 agencies involved in construction procurement are urged to
9 implement prompt payment transparency measures; and
10

11 BE IT FURTHER RESOLVED that this body expresses its
12 appreciation to the Public Works Division of the Department of
13 Accounting and General Services for its efforts in promoting
14 prompt payment transparency and serving as a model for other
15 procuring agencies; and
16

17 BE IT FURTHER RESOLVED that all state and county agencies
18 involved in construction procurement are requested to implement
19 a contractor payment public website within one year of the
20 adoption of this Concurrent Resolution and submit a report on
21 its progress, including any proposed legislation, to the
22 Legislature no later than twenty days prior to the convening of
23 the Regular Session of 2027; and
24

25 BE IT FURTHER RESOLVED that any state or county agency
26 unable to establish such a website is requested to provide a
27 written explanation of the barriers to implementation so that
28 the Legislature may address these obstacles during the Regular
29 Session of 2027; and
30

31 BE IT FURTHER RESOLVED that certified copies of this
32 Concurrent Resolution be transmitted to the Comptroller,
33 Director of Transportation, Superintendent of Education,
34 President of the University of Hawaii, Mayors of each county,
35 Executive Director of the General Contractors Association of
36 Hawaii, and President of the Subcontractors Association of
37 Hawaii.
38
39
40

OFFERED BY: _____

MAR 11 2026

