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## SENATE RESOLUTION

REQUESTING THE DEPARTMENT OF EDUCATION TO REISSUE REQUESTS FOR PROPOSALS FOR THE JOB ORDER CONTRACTING PROGRAM CONTRACTORS AND PREQUALIFIED SMALL CONTRACTORS TO ENSURE THE CONTINUITY OF THE FUTURE SCHOOLS NOW PROGRAM.

1           WHEREAS, in 2018, the Department of Education piloted the  
2 Future Schools Now initiative, an innovative Job Order  
3 Contracting program for repairing school facilities quickly and  
4 efficiently; and

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6           WHEREAS, compared to the traditional design-bid-build  
7 process, job order contracting dramatically reduces the  
8 construction procurement timeline and costs by utilizing one  
9 competitively bid contract for multiple repair projects, thereby  
10 negating traditional design and construction management costs;  
11 and

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13           WHEREAS, capitalizing on this approach, the Future Schools  
14 Now program completed in a matter of months \$20 million of  
15 school roof repairs, work that previously took years through the  
16 traditional design-bid-build process; and

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18           WHEREAS, for fiscal year 2019, the Legislature appropriated  
19 \$70 million for the Job Order Contracting program to fix schools  
20 quickly and efficiently; and

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22           WHEREAS, due to its demonstrated success in accelerating  
23 school repairs, the Legislature again appropriated \$70 million  
24 to the program for fiscal year 2020; and

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26           WHEREAS, as of August, 2021, the program had completed  
27 seven hundred ninety-one construction purchase orders totaling  
28 \$84,979,362; and

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30           WHEREAS, in 2022, the Department of Education sought to  
31 supplement the program of open-ended construction contracts  
32 through Requests for Proposals for prequalified small



1 contractors to further expand the non-traditional options  
2 available to schools for repair services; and

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4 WHEREAS, approximately forty-five Job Order Contracting  
5 program contractor contracts and thirty prequalified small  
6 contractor contracts have been awarded, creating opportunities  
7 for local construction firms and supporting the local workforce;  
8 and

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10 WHEREAS, as of April, 2022, 1,393 construction purchase  
11 orders were completed, totaling \$169,791,858; and

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13 WHEREAS, those figures increased again in 2023 and, as of  
14 December, 2024, 3,403 construction purchase orders were  
15 completed, totaling \$435,746,663.68, demonstrating the  
16 significant scale and effectiveness of the program in addressing  
17 school facility needs; and

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19 WHEREAS, Hawaii's public school system still faces a  
20 significant backlog of repair and maintenance needs for aging  
21 school facilities across the State, with estimates exceeding \$1  
22 billion in deferred maintenance and capital improvement needs;  
23 and

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25 WHEREAS, delays in addressing school facility repairs can  
26 negatively impact student learning environments, teacher  
27 retention, and the safety and functionality of public school  
28 campuses; and

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30 WHEREAS, job order contracting allows the Department of  
31 Education to rapidly procure construction services through  
32 prequalified contractors, standardized pricing, and simplified  
33 work order procedures, significantly reducing procurement  
34 timelines compared to traditional low-bid contracting methods;  
35 and

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37 WHEREAS, the method also provides greater opportunities for  
38 local contractors and small businesses to participate in public  
39 school repair projects, helping to sustain the State's  
40 construction workforce; and

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1 WHEREAS, the Job Order Contracting program contract vehicle  
2 has expired and the Department of Education has issued numerous  
3 extensions to maintain continuity of services but will need to  
4 reissue Requests for Proposals for contractors to ensure the  
5 continued success of the program; and

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7 WHEREAS, section 3-149-301, Hawaii Administrative Rules,  
8 allows the extension of existing contracts during the  
9 procurement process to provide continuity of services while a  
10 replacement contract is awarded and executed; and

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12 WHEREAS, the prequalified small contractor contracts  
13 supporting the Future Schools Now program have yet to expire but  
14 are expected to end in 2027, and new Requests for Proposals to  
15 continue the program will need to be issued in 2026 to ensure  
16 uninterrupted continuation of the program and avoid delays in  
17 school repairs; and

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19 WHEREAS, the continuation of these programs will help  
20 address the State's school facility repair backlog, improve  
21 learning environments for students and teachers, and support  
22 local construction jobs; now, therefore,

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24 BE IT RESOLVED by the Senate of the Thirty-third  
25 Legislature of the State of Hawaii, Regular Session of 2026,  
26 that the Department of Education is requested to reissue  
27 Requests for Proposals for the Job Order Contracting program  
28 contractors and prequalified small contractors to ensure the  
29 continuity of the Future Schools Now program; and

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31 BE IT FURTHER RESOLVED that the Department of Education is  
32 requested to initiate procurement for replacement contracts in  
33 2026 to ensure continuity of services before the expiration of  
34 existing contracts; and

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36 BE IT FURTHER RESOLVED that the Department of Education is  
37 requested to continue utilizing job order contracting and  
38 prequalified contractor programs as efficient procurement  
39 methods to accelerate school repair, maintenance, and minor  
40 construction projects at public schools statewide; and  
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1 BE IT FURTHER RESOLVED that the Department of Education is  
2 requested to:

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- 4 (1) Streamline its school-initiated facility repair  
5 project system, including by providing principals with  
6 direct access to the Job Order Contracting program;  
7 and  
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- 9 (2) Conduct outreach and issue guidance to educate  
10 principals on the Job Order Contracting program and  
11 all available options to request the completion of  
12 school facility repair projects; and  
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14 BE IT FURTHER RESOLVED that the Department of Education is  
15 requested to submit a report to the Legislature no later than  
16 thirty days prior to the convening of the Regular Session of  
17 2027 detailing the status and outcomes of the Future Schools Now  
18 program, including but not limited to:

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- 20 (1) The number of construction purchase orders issued  
21 through the Job Order Contracting program;  
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- 23 (2) The number of prequalified small contractor programs  
24 employed;  
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- 26 (3) The total dollar value of projects completed through  
27 the programs;  
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- 29 (4) The types of school repair, maintenance, and  
30 improvement projects completed;  
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- 32 (5) The Department's activities to improve principals'  
33 comprehension of the Job Order Contracting program,  
34 its functions, and their roles in facilitating school  
35 facility repair projects, including the number of  
36 trainings conducted; and  
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- 38 (6) An assessment of how lump sum funds may be established  
39 and integrated with the Job Order Contracting program  
40 to empower principals to independently address small  
41 facility repair projects at the school-level; and  
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1 BE IT FURTHER RESOLVED that certified copies of this  
2 Resolution be transmitted to the Comptroller, Superintendent of  
3 Education, Chairperson of the Board of Education, and State  
4 Procurement Administrator.

