

## ACT 149

S.B. NO. 2512-80

A Bill for an Act Relating to Public Purchasing and Contracting.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 103-51, Hawaii Revised Statutes, is amended to read as follows:

**“Sec. 103-51 Printing, binding, and stationery work.** All printing, binding, and stationery work for the State or any county, or other political subdivision thereof shall be performed within the State, including all preparatory work, presswork, bindery work, and any other production related work, and all requests for bids or contracts for such work shall so stipulate; provided that whenever it is established that any such work cannot be performed within the State or that the lowest price for which such work can be procured within the State exceeds the bid or charge of a mainland manufacturer of such item by fifteen per cent, the work or any part thereof so affected may be performed outside the State.

No payment shall be made by the State or any county, or other political subdivision thereof for printing, binding, or stationery work unless it appears that the work was done within the State or was authorized to be done outside the State pursuant to this section. In addition, any manufacturer violating a stipulation in a bid or contract that all work will be performed within the State shall be subject to a civil penalty in an amount not to exceed the bid or contract price to be collected by a civil action filed by the attorney general on behalf of the State.

Every manufacturer responding to the requests for bids or contracts shall submit an affidavit stating that his employees engaged in the performance of the contract will be paid the prevailing wages, which shall include the cost to him of the fringe benefits, and will work under the prevailing hours of work. The prevailing wages and hours of work shall be for the locality in the State of Hawaii where the work is to be performed and shall be determined by the Director of Labor and Industrial Relations

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of the State. Any bid or proposal shall not be considered or accepted unless the affidavit is submitted.”

SECTION 2. New material is underscored.\*

SECTION 3. This Act shall take effect upon its approval.

(Approved May 28, 1980.)

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\*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.