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# A BILL FOR AN ACT

RELATING TO THE PROCUREMENT CODE.

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

1           SECTION 1. Chapter 103D, Hawaii Revised Statutes, is  
2 amended by adding a new section to part X to be appropriately  
3 designated and to read as follows:  
4           "§103D-        Experiential learning opportunity; repair and  
5 maintenance of public schools. (a) A portion of a competitive  
6 sealed bid under section 103D-302, or portion of a competitive  
7 sealed proposal under section 103D-303, may include an  
8 alternative bid or proposal, as applicable, for an experiential  
9 learning opportunity to consist of providing on-the-job learning  
10 instruction to students of the particular public school in which  
11 the repair and maintenance is being performed by the contractor;  
12 provided that students enrolled in the construction academies  
13 under chapter 304A may also be provided with an experiential  
14 learning opportunity. A bid under section 103D-302 containing  
15 an alternative bid for an experiential learning opportunity  
16 shall be given greater favorable consideration in the evaluation  
17 process. A proposal under section 103D-303 containing an



1 alternative proposal for an experiential learning opportunity  
2 shall be given greater favorable consideration in the award  
3 process.

4 (b) As used in this section:

5 "Experiential learning opportunity" means any learning  
6 opportunity that allows the learner to obtain information and  
7 learn practical skills that are necessary to perform in the  
8 workplace and provides significant experiences with real  
9 outcomes that create measurable learning achievements through  
10 participation and reflection.

11 "Given greater favorable consideration" means that a bid or  
12 proposal is given an advantage over a bid or proposal that does  
13 not include a learning opportunity, in the consideration of the  
14 entire bid or proposal, including but not limited to, price and  
15 quality.

16 "Repair and maintenance" means the repair, replacement, or  
17 maintenance of the exterior or interior, including the fixtures,  
18 furnishings, and equipment of any state public education  
19 facility that is required:

20 (1) For the facility to be used for the next twenty-five  
21 years;

22 (2) For health or safety reasons;



1        (3) To comply with legal mandates;

2        (4) To comply with current building codes; or

3        (5) For preventive maintenance reasons."

4        SECTION 2. New statutory material is underscored.

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



**Report Title:**

Procurement Code; Experiential Learning Opportunity

**Description:**

Provides for an experiential learning opportunity for students in public schools and the construction academies in community colleges to be included in a bid or proposal for repair and maintenance of public school. (SD1)

