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November 19, 2008

PROCUREMENT CIRCULAR NO. 2008-11

TO: Executive Department Heads
FROM: Aaron S. Fujioka, Administrator 
SUBJECT: Hawaii Administrative Rules (HAR) Chapter 3-125 (Interim),
Modifications and Terminations of Contracts

Several sections of HAR Chapter 3-125 have been amended. The Ramseyer version is attached and the standard version is available on the SPO website at <http://www.spo.hawaii.gov/statutes-and-rules/admin-rules/>.

The following summarizes the HAR Chapter 3-125 sections that have been amended to comply with Act 291, SLH 2006, which amended HRS §103D-501 to clarify the calculation of adjustments in prices and HRS §103-10.5 that clarified a subcontractor's right to prompt payment.

HAR §3-125-2 Change orders in goods and services contracts.
Amends the change order process and makes other minor changes for clarification.

HAR §3-125-3 Modifications to goods and services contracts.
Amendments made for clarification.

HAR §3-125-4 Change orders in construction contracts.
Amends the change order process and makes other minor changes for clarification.

HAR §3-125-12 Price adjustment in goods and services contracts.
Amends the process for calculating price adjustments and makes other minor changes for clarification.

HAR §3-125-13 Price adjustment in construction contracts.
Amends the process for calculating price adjustments and makes other minor changes for clarification.

HAR §3-125-23 Prompt payment by contractors to subcontractors.
Amends the process for prompt payments to subcontractors and makes other minor changes for clarification.

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View the complete listing of all current Procurement Circulars on the SPO homepage at <http://www.spo.hawaii.gov/>, under the "Quick Links" menu, click on "Procurement Circulars".

Your staff may call Justin Fo at 586-0577 if they have any questions, or you may call me at 587-4700.

Attachment