

APPENDIX F: SPECIAL PROVISIONS

1.1 OFFER GUARANTY

A proposal security deposit is NOT required for Step 1 but a proposal security deposit IS required for Step 2.

1.2 CONTRACT INVALIDATION

If any provision of this contract is found to be invalid, such invalidation will not be construed to invalidate the entire contract.

1.3 CONFLICTS OF INTEREST

The Proposer represents that neither the Proposer, nor any employee or agent of the Proposer, presently has any interest, and promises that no such interest, direct or indirect, shall be acquired, that would or might conflict in any manner or degree with the Proposer's performance of this contract.

1.4 WAIVER

The failure of the State to insist upon the strict compliance with any term, provision or condition of this contract shall not constitute or be deemed to constitute a waiver or relinquishment of the State's right to enforce the same in accordance with this contract.

1.5 SEVERABILITY

In the event that any provision of this contract is declared invalid or unenforceable by a court, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining terms of this contract.

1.6 CAMPAIGN CONTRIBUTIONS BY STATE AND COUNTY PROPOSERS

It has been determined that funds for this contract have been appropriated by a legislative body.

Therefore, Proposer, if awarded a contract in response to this solicitation, agrees to comply with HRS Section 11-355, which states that campaign contributions are prohibited from a State and county government Proposer during the term of the contract if the Proposer is paid with funds appropriated by a legislative body.

1.7 TERMINATIONS FOR CONVENIENCE OR UNAVAILABILITY OF FUNDS

Clarify conditions when funds are limited but assurance of payment for completed performance.