

STAND. COM. REP. NO.

1209

Honolulu, Hawaii

MAR 23 2007

RE: H.B. No. 1787
H.D. 1
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Energy and Environment, to which was referred H.B. No. 1787, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ENERGY RESOURCES,"

begs leave to report as follows:

The purpose of this measure is to promote the application for energy efficiency performance contracts by state agencies.

Specifically, this measure:

- (1) Replaces the definition of "energy-savings performance contract" with "energy performance contract";
- (2) Extends the maximum term of energy performance contracts from fifteen to twenty years;
- (3) Clarifies the procurement and exemption processes; and
- (4) Allows the Comptroller, rather than the senior agency officer, to approve any alterations of energy performance contracting with the Director of Finance.

Testimony in support of this measure was submitted by the Department of Accounting and General Services and the Department of Business, Economic Development, and Tourism. Testimony supporting the intent of the measure was submitted by the Hawaii Energy Policy Forum.

2007-2509 SSCR SMA.doc

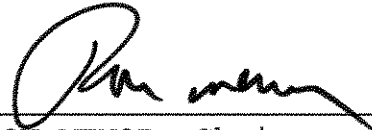


Your Committee finds that the extension of time of energy performance contracts from fifteen to twenty years and extending the exemption process in the procurement code to state energy projects are important to promoting energy efficiency within the State. Your Committee further finds that it is important to include commissioning and retro-commissioning in the definition of energy performance contracts for state facilities. Commissioning and retro-commissioning are techniques performed to measure, implement, and monitor energy conserving design strategies and equipment to ensure the energy performance of a building.

This measure was amended to include commissioning and retro-commissioning in the definition of "energy performance contract" for the purposes of chapter 196, part II, Hawaii Revised Statutes, "Energy Efficiency in State Facilities." The measure was further amended to clarify the energy performance contracting process. Technical, nonsubstantive changes were also made for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy and Environment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1787, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1787, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Energy and
Environment,

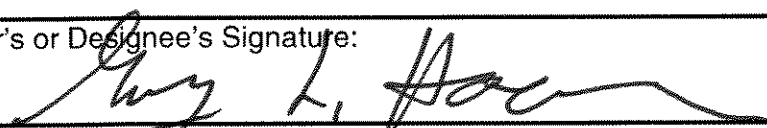


RON MENOR, Chair



The Senate
Twenty-Fourth Legislature
State of Hawaii

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* HB 1787 HD1	Committee Referral: ENE, WAM	Date: 3/20/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
MENOR, Ron (C)	✓			
HOOSER, Gary L. (VC)	✓			
IHARA, Jr., Les				✓
KOKUBUN, Russell S.				✓
TRIMBLE, Gordon	✓			
TOTAL	3			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency				

*Only one measure per Record of Votes