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# A BILL FOR AN ACT

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY.

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

1           SECTION 1. The legislature finds that the development of  
2 clean electricity from a renewable and abundant resource, the  
3 sun, at a price lower than the market price and independent from  
4 oil price fluctuations is in the best interests of the public.  
5 Sopogy, Inc., specializes in the development, manufacture, and  
6 distribution of its proprietary concentrated solar power systems  
7 that generate electricity. The legislature finds that the  
8 construction of a solar farm power plant that Sopogy, Inc.,  
9 seeks to create at the natural energy laboratory of Hawaii  
10 authority site or at other suitable sites in Hawaii would  
11 demonstrate how electricity could be produced by using solar  
12 power systems.

13           For the foregoing reasons, the legislature finds and  
14 declares that the issuance of special purpose revenue bonds  
15 under this Act is in the public interest and is beneficial to  
16 the public health, safety, and general welfare.



1           The legislature further finds that part V, chapter 39A,  
2 Hawaii Revised Statutes, permits the State to financially assist  
3 industrial enterprises through the issuance of special purpose  
4 revenue bonds and that the issuance of special purpose revenue  
5 bonds under this Act is in the public interest and for the  
6 public health, safety, and general welfare of the State. The  
7 legislature finds that Sopogy, Inc., is an industrial enterprise  
8 meeting the qualifications for special purpose revenue bond  
9 assistance under part V, chapter 39A, Hawaii Revised Statutes.  
10 The special purpose revenue bonds authorized under this Act will  
11 provide low interest rate bond financing for the construction of  
12 a solar farm power plant at the natural energy laboratory of  
13 Hawaii authority site or at other suitable sites in Hawaii.

14           SECTION 2. Pursuant to part V, chapter 39A, Hawaii Revised  
15 Statutes, the department of budget and finance, with the  
16 approval of the governor, is authorized to issue special purpose  
17 revenue bonds in a total amount not to exceed \$10,000,000 in one  
18 or more series, for the purpose of assisting Sopogy, Inc., with  
19 the planning, designing, construction, equipping, and operating  
20 Sopogy, Inc.'s solar farm power plant at the natural energy  
21 laboratory of Hawaii authority or at other suitable sites in  
22 Hawaii.



1           The legislature hereby finds and determines that the  
2 proposed activity and facilities of Sopogy, Inc., constitute a  
3 project as defined in part V, chapter 39A, Hawaii Revised  
4 Statutes, and the financing thereof is assistance to an  
5 industrial enterprise.

6           SECTION 3. The special purpose revenue bonds and the  
7 refunding special purpose revenue bonds issued under this Act  
8 shall be issued pursuant to part V, chapter 39A, Hawaii Revised  
9 Statutes, relating to the power to issue special purpose revenue  
10 bonds to assist industrial enterprises.

11          SECTION 4. The department of budget and finance is  
12 authorized, from time to time, including times subsequent to  
13 June 30, 2012, to issue special purpose revenue bonds in  
14 whatever principal amounts the department shall determine to be  
15 necessary to refund the special purpose revenue bonds authorized  
16 in section 2 and any refunding of special purpose revenue bonds  
17 authorized in this section, regardless of whether the  
18 outstanding special purpose revenue bonds or refunding special  
19 purpose revenue bonds have matured or are the subject of  
20 redemption or whether the refunding special purpose revenue  
21 bonds shall be bonds for the multi-project programs described in  
22 section 2. In making this determination, the department shall



1 comply with federal law relating to the exemption from federal  
2 income taxation of the interest on bonds of the nature  
3 authorized by this section.

4 SECTION 5. The authorization to issue special purpose  
5 revenue bonds under this Act shall lapse on June 30, 2012.

6 SECTION 6. This Act shall take effect on July 1, 2007.



**Report Title:**

Special Purpose Revenue Bonds; Sopogy, Inc.

**Description:**

Authorizes the issuance of special purpose revenue bonds not exceeding \$10,000,000 to assist Sopogy, Inc. with planning, designing, construction, equipping, and operating a solar farm power plant at the Natural Energy Laboratory of Hawaii or other suitable site to produce electricity from solar power. (HB334 HD1)

