
A BILL FOR AN ACT

RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.

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

1 SECTION 1. Chapter 227D, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§227D- Renewable energy sales; exemption. (a) The
5 authority shall be exempt from the definition of "public
6 utility" under section 269-1 and shall be exempt from regulation
7 by the public utilities commission for the sale
8 or provision of electricity generated by the authority using
9 renewable energy as its source in facilities located at the
10 authority's research and technology park; provided that all
11 sales or provisions of electricity are made directly to a user
12 located adjacent to the authority's research and technology park
13 on lands leased by the user from the State; and provided further
14 that connection to the electrical grid shall not be required to
15 provide any electricity to any user.

16 (b) If the sale or provision of any electricity generated
17 by the authority requires connection to the electrical grid to
18 transmit electricity to any user, then the authority shall be

1 deemed to be a public utility as defined in section 269-1 and
2 shall be subject to regulation by the public utilities
3 commission. If the sale of provision of any electricity
4 generated by the authority requires connection to the electrical
5 grid, the authority shall be subject to any interconnection
6 agreement or other agreement required by an electric utility or
7 by the public utilities commission.

8 As used in this section, "renewable energy" shall have the
9 same meaning as in section 269-91."

10 SECTION 2. New statutory material is underscored.

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

Report Title:

NELHA; Renewable Energy

Description:

Exempts sales of electricity generated by NELHA from renewable energy sources from regulation by the public utilities commission when those sales are made to users located on adjacent property that is leased from the State. (SD2)