

JAN 25 2010

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE XI, SECTION 8 OF THE HAWAII CONSTITUTION, TO PROHIBIT THE CONSTRUCTION OF NEW PETROLEUM, COAL, AND NUCLEAR POWER PLANTS IN THE STATE WITHOUT THE PRIOR APPROVAL OF TWO-THIRDS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to article XI, section 8 of the Constitution of the
3 State of Hawaii to prohibit the construction of new petroleum,
4 coal, or nuclear power plants within the State without the prior
5 approval of two-thirds of the house of representatives and of
6 the senate.

7 SECTION 2. Article XI, section 8, of the Constitution of
8 the State of Hawaii is amended to read as follows:

9 " [NUCLEAR] ENERGY SECURITY

10 Section 8. For the benefit of present and future
11 generations, the State and its political subdivisions have the
12 obligation to ensure the provision of clean, indigenous, and
13 renewable sources of energy. The State shall promote the
14 development and utilization of these resources in a manner
15 consistent with their conservation and in furtherance of the
16 State's energy self-sufficiency.



1 ~~[No]~~ To achieve the purpose of this section, no new
 2 petroleum, coal or nuclear fission power plant shall be
 3 constructed [ex] and no radioactive material shall be disposed
 4 of in the State without the prior approval by a two-thirds vote
 5 in each house of the legislature."

6 SECTION 3. The question to be printed on the ballot shall
 7 be as follows:

8 "To promote the development and use of renewable energy and
 9 the State's energy security, shall the construction of new
 10 petroleum, coal, or nuclear power plants within the State be
 11 prohibited except when prior approval of two-thirds of each
 12 house of the legislature is obtained?"

13 SECTION 4. Constitutional material to be repealed is
 14 bracketed and stricken. New constitutional material is
 15 underscored.

16 SECTION 5. This amendment shall take effect upon
 17 compliance with article XVII, section 3, of the Constitution of
 18 the State of Hawaii.

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INTRODUCED BY:

Ray L. Aouin
Clarence K. Kishihara
[Signature]

Report Title:

Energy Security; Petroleum, Coal, and Nuclear Power Plants

Description:

Proposes a constitutional amendment banning the construction of new petroleum, coal, and nuclear power plants within the State without the approval of two-thirds of each house of the legislature.

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