



GOV. MSG. NO. **488**

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

April 16, 2010

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on April 16, 2010, the following bill was signed into law:

SB2357 SD2 HD1

A BILL FOR AN ACT
RELATING TO RENEWABLE ENERGY.
ACT 030 (10)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on APR 16 2010

THE SENATE
TWENTY-FIFTH LEGISLATURE, 2010
STATE OF HAWAII

ACT 030

S.B. NO. 2357
S.D. 2
H.D. 1

A BILL FOR AN ACT

RELATING TO RENEWABLE ENERGY.

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

1 SECTION 1. The legislature finds that there are numerous
2 renewable energy resources in the State that have the potential
3 to contribute to the local production of energy that may be
4 utilized by a gas utility to produce natural gas, biogas,
5 biofuels, or biofeedstocks. The legislature also finds that the
6 State's gas utility is considering a pilot program to determine
7 whether it is technically and economically feasible to process
8 these types of renewable resources, such as plant oil, animal
9 fat, and landfill gas, into a feedstock for gas manufacturing
10 with by-products consisting of a biogas to offset the use and
11 consumption of petroleum-based fuel and biofuels or
12 biofeedstocks for use by third parties.

13 As it is in the best interest of the State to consider all
14 local renewable resources which may contribute toward the
15 reduction of the State's dependency on imported petroleum, the
16 purpose of this Act is to establish an annual reporting
17 requirement for a gas utility to measure and evaluate its



1 progress in integrating renewable resources as a part of its
2 production of synthetic natural gas.

3 SECTION 2. Chapter 269, Hawaii Revised Statutes, is
4 amended by adding a new section to be appropriately designated
5 and to read as follows:

6 "§269- Gas utility companies; renewable energy;
7 reporting requirements. (a) Each gas utility company shall
8 submit an annual report to the public utilities commission on or
9 before March 31 of each year that shall include but not be
10 limited to the following information:

11 (1) The percentage of total feedstock used to produce
12 natural gas, biogas, biofuels, or biofeedstocks for
13 use in the State that is comprised of petroleum
14 feedstock;

15 (2) The percentage of total feedstock used to produce
16 natural gas, biogas, biofuels, or biofeedstocks for
17 use by the gas utility in the State that is comprised
18 of non-petroleum feedstock;

19 (3) The energy quantity in therms of natural gas, biogas,
20 or gallons of biofuels, or biofeedstocks produced from
21 petroleum feedstock for use by the gas utility within
22 the State; and



1 (4) The energy quantity in therms of natural gas, biogas,
2 or gallons of biofuels, or biofeedstocks produced from
3 non-petroleum feedstock energy for use by the gas
4 utility in the State.

5 Within thirty days of receipt of the report, the public
6 utilities commission shall submit the information required by
7 paragraphs (1) and (2) to the legislature. Due to the
8 proprietary nature of the information required by paragraphs (3)
9 and (4), that information shall be held in confidence by the
10 commission; provided that any information obtained by the
11 commission under this section, including confidential
12 information, shall be made available to the department of
13 business, economic development, and tourism or its authorized
14 representative, which shall safeguard the confidentiality of
15 that information. The department, with its own staff and other
16 support staff with relevant expertise and experience, shall use
17 the information obtained under this section to effectuate the
18 purposes and intent of chapters 125C, 196, and other relevant
19 laws. The first report required by this section shall be for
20 the year 2011 and shall be submitted no later than March 31,
21 2012.

22 (b) For the purposes of this section:



1 "Department" means the department of business, economic
2 development, and tourism.

3 "Feedstock" means a material that is converted, consumed,
4 or blended to produce an end use product.

5 "Total feedstock" means petroleum and non-petroleum
6 feedstock combined.

7 "Non-petroleum feedstock" includes but is not limited to
8 plant and animal fats and oils, algae and algae products, other
9 organic material, organic waste, municipal solid waste, waste
10 water, or sewage."

11 SECTION 3. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval.



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APPROVED this 16 day of APR, 2010


GOVERNOR OF THE STATE OF HAWAII