
A BILL FOR AN ACT

RELATING TO ENERGY.

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

1 SECTION 1. Section 196-7, Hawaii Revised Statutes, is
2 amended as follows:
3 1. By amending its title and subsection (a) to read:
4 "**§196-7 Placement of solar energy devices[-];**
5 **clotheslines.** (a) Notwithstanding any law to the contrary, no
6 person shall be prevented by any covenant, declaration, bylaws,
7 restriction, deed, lease, term, provision, condition, codicil,
8 contract, or similar binding agreement, however worded, from
9 installing a solar energy device on any single-family
10 residential dwelling or townhouse that the person owns[-], or
11 erecting and using a clothesline for the purpose of drying
12 clothes on the premises of any single-family residential
13 dwelling or townhouse that the person owns; provided that the
14 board may implement reasonable restrictions with regard to the
15 placement of the clothesline so long as the restrictions do not
16 prohibit clotheslines altogether. Any provision in any lease,
17 instrument, or contract contrary to the intent of this section
18 shall be void and unenforceable."



1 2. By amending subsection (f) to read:

2 "(f) For the purposes of this section:

3 "Private entity" means any association of homeowners,
4 community association, condominium association, cooperative, or
5 any other non-governmental entity with covenants, bylaws, and
6 administrative provisions with which the homeowner's compliance
7 is required.

8 "Solar energy device" means any identifiable facility,
9 equipment, apparatus, or the like, [~~including a photovoltaic~~
10 ~~cell application,~~] that is applicable to a single-family
11 residential dwelling or townhouse and makes use of solar energy
12 for heating, cooling, or reducing the use of other types of
13 energy dependent upon fossil fuel for generation[+], including
14 but not limited to photovoltaic cell applications and
15 clotheslines; provided that for purposes of this section,
16 "clothesline" means a rope, cord, or wire on which laundry is
17 hung to dry; provided further that "solar energy device" shall
18 not include skylights or windows."

19 SECTION 2. Section 235-12.5, Hawaii Revised Statutes, is
20 amended by amending subsection (b) to read as follows:

21 "(b) For the purposes of this section:



1 "Actual cost" means costs related to the renewable energy
2 technology systems under subsection (a), including accessories
3 and installation, but not including the cost of consumer
4 incentive premiums unrelated to the operation of the system or
5 offered with the sale of the system and costs for which another
6 credit is claimed under this chapter.

7 "Renewable energy technology system" means a new system
8 that captures and converts a renewable source of energy, such as
9 wind, heat (solar thermal), or light (photovoltaic) from the sun
10 into:

- 11 (1) A usable source of thermal or mechanical energy;
- 12 (2) Electricity; or
- 13 (3) Fuel[-];

14 provided that for purposes of this section, "renewable energy
15 technology system" shall not include skylights, windows, or
16 clotheslines.

17 "Solar or wind energy system" means any identifiable
18 facility, equipment, apparatus, or the like that converts
19 insolation or wind energy to useful thermal or electrical energy
20 for heating, cooling, or reducing the use of other types of
21 energy that are dependent upon fossil fuel for their
22 generation[-]; provided that for purposes of this section,



1 "solar or wind energy system" shall not include skylights,
2 windows, or clotheslines."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

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

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Report Title:

Solar Energy; Clotheslines

Description:

Allows the use of clotheslines on any privately owned single-family residential dwelling or townhouse.

