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# A BILL FOR AN ACT

RELATING TO ELECTRIC WHEELING.

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

1       SECTION 1. The legislature finds that Hawaii relies on  
2 imported oil to meet over ninety per cent of the state's energy  
3 needs, leaving the state vulnerable to supply interruptions and  
4 oil price volatility. Bold action is needed to chart a  
5 progressive energy strategy for Hawaii that should include the  
6 integration of Hawaii's indigenous energy resources in  
7 electricity production, promote economic stability, enhance  
8 energy security, and demonstrate environmental stewardship.

9       The purpose of this Act is to require the public utilities  
10 commission to establish a wheeling tariff to enable non-utility  
11 suppliers of electricity to use the transmission and  
12 distribution facilities of an electric utility to distribute  
13 power to the suppliers' end-use customers.

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

17       "§269-       Wheeling tariff. No later than January 1, 2010,  
18 the public utilities commission shall establish a wheeling



1 tariff to enable the wheeling of electricity generated by  
2 nonutility electric energy producers over an electric utility's  
3 distribution and transmission facilities to the nonutility  
4 electric energy producers' end-use customers; provided that the  
5 commission shall establish requirements in conjunction with the  
6 tariff to ensure, among other things:

7       (1) Nondiscriminatory access by nonutility generation  
8           electric energy producers to the electric utility's  
9           distribution and transmission facilities;

10       (2) The financial responsibility of nonutility electric  
11           energy producers;

12       (3) The ability and willingness of a nonutility electric  
13           energy producer to supply power in accordance with  
14           statutes, rules, contracts, agreements, and  
15           arrangements; and

16       (4) Fair dealing between electric utilities and all other  
17           electric energy producers.

18 The commission shall establish rules, pursuant to chapter 91, to  
19 implement this section."

20       SECTION 3. New statutory material is underscored.

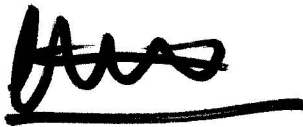
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1 SECTION 4. This Act shall take effect upon its approval.

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**Report Title:**

Electric Restructuring; Wheeling Tariff

**Description:**

Requires the public utilities commission to establish a wheeling tariff to enable nonutility electric energy producers to use the transmission and distribution facilities of an electric utility to distribute power to the producers' end-use customers.

