
A BILL FOR AN ACT

RELATING TO AGRICULTURE.

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

1 SECTION 1. Chapter 269, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "~~§269-~~ Agricultural water systems; electricity
5 production. A person who controls, operates, or manages an
6 agricultural water system may negotiate an agreement for the
7 provision of electricity to operate the agricultural water
8 system for the purposes of pumping ground water for irrigation.

9 If the negotiated agreement is with an independent power
10 producer that is not currently regulated by the public utilities
11 commission, the execution of the agreement shall not cause the
12 independent power producer to become subject to the jurisdiction
13 of the public utilities commission."

14 SECTION 2. Section 209-10, Hawaii Revised Statutes, is
15 repealed.

16 ~~["§209-10] Agricultural water systems; emergency power.~~
17 ~~When the governor has declared that a disaster has occurred for~~
18 ~~any portion of the State, pursuant to section 209-2, which~~



1 ~~results in damage to an agricultural water system that~~
 2 ~~necessitates the temporary use of electrical power or backup~~
 3 ~~generators to pump ground water for irrigation until the system~~
 4 ~~can be repaired, the person who controls, operates, or manages~~
 5 ~~the system may negotiate an agreement for the production of~~
 6 ~~emergency power for the agricultural water system. The~~
 7 ~~agreement shall terminate when the governor determines that the~~
 8 ~~disaster emergency relief period is terminated.~~

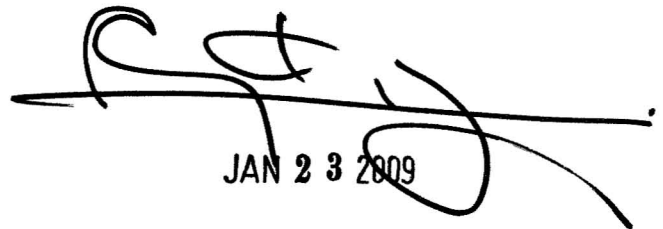
9 ~~If the negotiated agreement is with an independent power~~
 10 ~~producer that is not currently regulated by the public utilities~~
 11 ~~commission, the execution of the agreement shall not cause the~~
 12 ~~independent power producer to become subject to the jurisdiction~~
 13 ~~of the public utilities commission."]~~

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 Statutory material to be repealed is bracketed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

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

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INTRODUCED BY:

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Wm. M. M. M.

 JAN 23 2009



Report Title:

Agricultural Water Systems; Electrical Power

Description:

Permits the negotiation of power provision agreements for agricultural water systems without subjecting the power provider to PUC authority.

