

STAND. COM. REP. NO.

2234

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2782

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committee on Energy and Environment, to which was referred S.B. No. 2782 entitled:

"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,"

begs leave to report as follows:

The purpose of this measure is to propose a constitutional amendment to ban the construction of any new petroleum, coal, or nuclear power plants within the State without the approval of two-thirds of each house of the Legislature.

Testimony in support of the measure was submitted by three organizations and one individual. One organization submitted comments. Testimony in opposition was submitted by one state agency and one organization. Written testimony presented to the Committee may be reviewed on the Legislature's website.

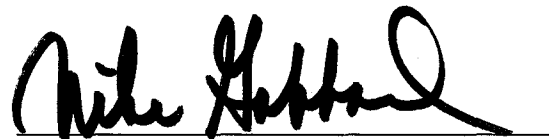
The Hawaii Clean Energy Initiative has conducted various scenario analyses on how to achieve our seventy per cent clean energy goal by 2030. The notion that a transition involving new fossil fuel generating units must occur is not supported by the rigorous analysis of Hawaii's energy systems. Any new coal or petroleum power plant would make achievement of the energy goal by 2030 substantially more difficult, as any new fossil fuel generating units installed in the future will have a useful lifetime of thirty to fifty years or more. Your Committee finds



that passage of this constitutional amendment will ensure that discussions of Hawaii's energy future occur at the highest policy level, helping to ensure that Hawaii moves toward a clean energy future.

As affirmed by the record of votes of the members of your Committee on Energy and Environment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2782 and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

Respectfully submitted on  
behalf of the members of the  
Committee on Energy and  
Environment,



MIKE GABBARD, Chair



The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Energy and Environment**  
**ENE**

Bill / Resolution No.:* <b>SB 2782</b>	Committee Referral: <b>ENE, JGO</b>	Date: <b>9 Feb 2010</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
GABBARD, Mike (C)	/			
ENGLISH, J. Kalani (VC)	/			
GREEN, M.D., Josh	/			
HOOSER, Gary L.	/			
IHARA, Jr., Les	/			
KOKUBUN, Russell S.	/			
HEMMINGS, Fred	/			
<b>TOTAL</b>	<b>7</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>J. Kalani English</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes