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# A BILL FOR AN ACT

RELATING TO RENEWABLE ENERGY.

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

1           SECTION 1. Act 173, Session Laws of Hawaii 2009 (Act 173),  
2 recognized that to develop and finance renewable energy  
3 facilities, a site for the facilities and access to the site  
4 must often be leased, granted as an easement, or mortgaged to  
5 provide financing for the project. The purpose of Act 173 was  
6 to facilitate the financing and development of renewable energy  
7 projects by allowing leases and easements pertaining to  
8 renewable energy projects, together with mortgages and other  
9 conveyances as security for finance, to be created, enforced,  
10 and recorded, without requiring the landowner to obtain formal  
11 subdivision approval, and instead requiring approval for  
12 exemption from subdivision requirements, from the applicable  
13 county or other approving agency.

14           The need to encourage and facilitate renewable energy  
15 facilities in the State persists, but critical sections of Act  
16 173 will be repealed on July 1, 2013, unless the legislature  
17 acts.



1           The purpose of this Act is to extend the repeal date of Act  
2 173 to highlight the State's commitment to encouraging and  
3 facilitating renewable energy projects throughout the State.

4           SECTION 2. Act 173, Session Laws of Hawaii 2009, is  
5 amended by amending section 7 to read as follows:

6           "SECTION 7. This Act shall take effect upon its approval;  
7 provided that sections 2 and 4 of this Act shall be repealed on  
8 July 1, [~~2013-~~] 2020."

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 Statutory material to be repealed is bracketed  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

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



**Report Title:**

Renewable Energy; Subdivision Requirements; Exemption

**Description:**

Extends the repeal date of Act 173 (2009), which exempts renewable energy projects from subdivision requirements on State agricultural or conservation lands from July 1, 2013, to July 1, 2020. (HB122 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

