

SB 1366

**Measure
Title:**

RELATING TO THE PUBLIC UTILITIES COMMISSION.

**Report
Title:**

Public Utilities Commission; Feed-In Tariffs; Docket 2008-0273

Description:

Supersedes language in public utilities commission docket no. 2008-0273 that would have required a seller of energy to submit a tax form that is not due and may not yet be prepared for several months.

Companion:

Package:

None

**Current
Referral:**

CPN

**TESTIMONY OF CARLITO P. CALIBOSO
CHAIRMAN, PUBLIC UTILITIES COMMISSION
DEPARTMENT OF BUDGET AND FINANCE
STATE OF HAWAII
TO THE
SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION
FEBRUARY 24, 2011**

MEASURE: S.B. No. 1366

TITLE: Relating to the Public Utilities Commission.

Chair Baker and Members of the Committee:

DESCRIPTION:

This bill supersedes language in the HECO Companies' Schedule Feed-In Tariffs (FIT), Tier 1 and Tier 2, regarding a requirement that the seller of energy submit a tax form prior to its commercial operation date,

POSITION:

The Commission respectfully opposes this bill. It is not necessary as the Commission and the HECO Companies are aware of this issue and are working to revise the appropriate tariffs.

COMMENTS:

The Commission is aware of this issue, and has been advised that the HECO Companies are in the process of filing a revision to their respective FIT tariffs to address this issue.

Accordingly, this is an unnecessary proposal. Adopting a provision like this into the law covering one discrete issue would also be counter-productive as it may make it more difficult to fine-tune the program if further adjustments are necessary. In addition we may need to address several other issues as we implement and adjust the FIT program and introducing this type of specificity by law may have unintended consequences and may hinder further development of the program in as yet un-contemplated ways.

Thank you for the opportunity to testify.

**Testimony before the
Senate Committee on

Commerce and Consumer Protection**

S.B. 1366 -- Relating to the Public Utilities Commission

**Thursday, February 24, 2011
9:00 am, Conference Room 229**

**By Barry Nakamoto
Manager, Renewable Acquisition
Hawaiian Electric Company, Inc.**

Chair Baker, Vice-Chair Taniguchi and Members of the Committee:

My name is Barry Nakamoto. I am Manager of the Renewable Acquisition Department for Hawaiian Electric Company. I am testifying on behalf of Hawaiian Electric Company (HECO) and its subsidiary utilities, Maui Electric Company (MECO) and Hawaii Electric Light Company (HELCO).

We recognize the Legislature's strong interest in seeing more renewable energy development in the State and are committed not only to supporting renewable energy development but also to conservation and energy efficiency practices to reduce the State's dependence on imported oil.

We appreciate the intent of this bill to address the situation where the Seller's tax forms may not be completed and ready for filing at the time that the Seller applies for the Feed-In Tariff ("FIT") program. We agree that the Seller should not be disadvantaged with respect to their FIT payment rate due to this difference between the timing of the submittal of their FIT application and the timing of the completion and submittal of their tax forms.

We will be filing a revision to the Company's respective FIT tariffs to the Public Utilities Commission this week to address this matter and can provide copies to the members of this Committee if desired. Accordingly, this bill is not necessary. Thank you for the opportunity to testify.