



1 year a report respecting its actions during the preceding fiscal  
2 year. This report shall include summary information and  
3 analytical, comparative, and trend data concerning major  
4 regulatory issues acted upon and pending before the commission;  
5 cases processed by the commission, including their dispositions;  
6 utility company operations, capital improvements, and rates;  
7 utility company performance in terms of efficiency and quality  
8 of services rendered; a summary of power purchase agreements,  
9 including pricing, in effect during the fiscal year;  
10 environmental matters having a significant impact upon public  
11 utilities; actions of the federal government affecting the  
12 regulation of public utilities in Hawaii; long and short-range  
13 plans and objectives of the commission; together with the  
14 commission's recommendations respecting legislation and other  
15 matters requiring executive and legislative consideration.  
16 Copies of the annual reports shall be furnished by the governor  
17 to the legislature. In addition, the commission shall establish  
18 and maintain a register of all its orders and decisions, which  
19 shall be open and readily available for public inspection, and  
20 no order or decision of the commission shall take effect until  
21 it is filed and recorded in this register."

22 **PART II**



1 SECTION 3. Section 269-121, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "§269-121 **Public benefits fee authorization.** (a) The  
4 public utilities commission, by order or rule, may require that  
5 all or a portion of the moneys collected by Hawaii's electric  
6 utilities from its ratepayers through a demand-side management  
7 surcharge be transferred to a third-party administrator  
8 contracted by the public utilities commission. The moneys  
9 transferred shall be known as the public benefits fee.

10 (b) The public benefits fee shall be used to support  
11 ~~[energy efficiency]~~ clean energy technology, demand response  
12 technology, and energy use reduction and demand-side management  
13 infrastructure, programs, and services, subject to the review  
14 and approval of the public utilities commission. These moneys  
15 shall not be available to meet any current or past general  
16 obligations of the State; provided that the State may  
17 participate in any ~~[energy efficiency or]~~ clean energy  
18 technology, demand response technology, energy use reduction, or  
19 demand-side management infrastructure programs and services on  
20 the same basis as any other electric consumer.

21 For the purpose of this subsection, "clean energy  
22 technology" means any commercially available technology that



1 enables the State to meet the renewable portfolio standards,  
2 established pursuant to section 269-92, or the energy-efficiency  
3 portfolio standards, established pursuant to section 269-96,  
4 approved by the public utilities commission by rule or order.

5 (c) Nothing in this section shall create or be construed  
6 to cause the public benefits fee to be considered state or  
7 public moneys subject to appropriation by the legislature or be  
8 required to be deposited into the state treasury."

9 **PART III**

10 SECTION 4. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

12 SECTION 5. This Act shall take effect on July 1, 2050.



**Report Title:**

Renewable Energy; Public Utilities Commission; Public Benefits Fee

**Description:**

Requires the Public Utilities Commission to include a summary of the power purchase agreements in effect during the fiscal year in its annual report to the Governor. Clarifies the use of the public benefits fee under section 269-121, Hawaii Revised Statutes, to support clean energy technology, demand response technology, and energy use reduction and demand-side management infrastructure. Effective July 1, 2050. (SD1)

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

