

STAND. COM. REP. NO.

1550

Honolulu, Hawaii

APR 5, 2013

RE: S.B. No. 19
S.D. 1
H.D. 2

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 19, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,"

begs leave to report as follows:

The purpose of this measure is to remove ambiguity regarding the provision of electricity by landlords and lessors by exempting landlords and lessors who install renewable energy systems on their property and provide, sell, or transmit electricity generated from those renewable energy systems to tenants or lessees on the premises, from the definition of public utility.

Blue Planet Foundation; NAIOP, the Commercial Real Estate Development Association Hawaii Chapter; Puna Pono Alliance; and many concerned individuals testified in support of this measure. The Public Utilities Commission; Division of Consumer Advocacy; Department of Business, Economic Development, and Tourism; Forest City Hawaii; Hawaii Renewable Energy Alliance; Carmel Partners; Distributed Energy Partners; and Think Tech Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting restrictive language allowing provision of electricity service only where the owner or lessor and tenant or lessee are served by the same meter and

SB19 HD2 HSCR CPC HMS 2013-3152-1

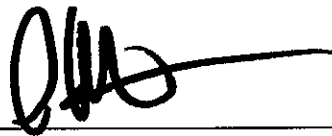


service connection and broadening the scope of the exemption to address concerns regarding energy wheeling;

- (2) Deleting language that defined "property" as contiguous property notwithstanding certain interruptions in contiguity; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 19, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 19, S.D. 1, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

HSCR 1550

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: SB 19 SD1 HD1	Committee Referral: EEP/CPC	Date: 4/1/13		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)				/
2. KAWAKAMI, Derek S.K. (VC)	/			
3. BELATTI, Della Au	/			
4. BROWER, Tom	/			
5. CABANILLA, Rida T.R.				/
6. CACHOLA, Romy M.	/			
7. CARROLL, Mele				/
8. EVANS, Cindy	/			
9. HAR, Sharon E.				/
10. ITO, Ken				/
11. LEE, Chris	/			
12. TSUJI, Clift	/			
13. YAMANE, Ryan I.	/			
14. MCDERMOTT, Bob				/
15. THIELEN, Cynthia	/			
TOTAL (15)	9	0		6
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="padding-left: 50px;">committee acronym(s)</small>				
Vice Chair's or designee's signature: _____ <div style="font-size: 2em; font-family: cursive; text-align: center;">Ry Yamane</div>				
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