

# S .B. NO. 2805

JAN 23 2014

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## A BILL FOR AN ACT

RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY  
TAX REPEAL DATE.

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

1           SECTION 1. The legislature in passing Act 73, Session Laws  
2 of Hawaii 2010, determined that it is essential to provide  
3 sustained support of Hawaii's energy and food security agenda.

4           The purpose of this Act is to enable a resource strategy  
5 aligned with the State's 2030 clean energy goals, as passed by the  
6 legislature in Act 155, Session Laws of Hawaii 2009.

7           SECTION 2. Act 73, Session Laws of Hawaii 2010, is amended  
8 by amending section 10 to read as follows:

9           "SECTION 10. Any unexpended or unencumbered funds remaining  
10 in the agricultural development and food security special fund  
11 established by this Act, as of the close of business on June 30,  
12 [~~2015~~] 2030, shall lapse to the credit of the general fund."

13           SECTION 3. Act 73, Session Laws of Hawaii 2010, is amended  
14 by amending section 14 to read as follows:

15           "SECTION 14. This Act shall take effect on July 1, 2010;  
16 provided that sections 2, 3, 4, and 7 of this Act shall be repealed  
17 on June 30, [~~2015~~] 2030, and sections 128D-2, 201-12.8, and 243-


S .B. NO. 2805

1 3.5, Hawaii Revised Statutes, shall be reenacted in the form in  
2 which they read on June 30, 2010."

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 Statutory material to be repealed is bracketed  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

5 SECTION 5. This Act, upon its approval, shall take effect on  
6 July 1, 2014.

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INTRODUCED BY: 

BY REQUEST

**S .B. NO. 2805**

**Report Title:**

Energy and Food Security

**Description:**

Enables a resource strategy aligned with the State's 2030 clean energy laws. Revises the environmental response, energy, and food security tax repeal date to June 30, 2030.

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

JUSTIFICATION SHEET

DEPARTMENT: Business, Economic Development, and Tourism

TITLE: A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX REPEAL DATE.

PURPOSE: Enable a resource strategy aligned with the State's 2030 clean energy goals, as passed by the Legislature in Act 155, Session Laws of Hawaii 2009, by amending the repeal date for the environmental response, energy, and food security tax (EREFST) from June 30, 2015, to June 30, 2030.

MEANS: Amend Act 73, Session Laws of Hawaii (SLH) 2010, sections 10 and 14.

JUSTIFICATION: The Legislature in enacting Act 73, SLH 2010, determined that it is essential to provide sustained support of Hawaii's energy and food security agenda. To succeed, the State must ensure a long-term strategy that is well-resourced and capable of building self-sufficiency in energy and food needs.

Impact on the public: Positive. Enables a resource strategy aligned with the State's 2030 clean energy goals, as passed by the Legislature in Act 155, SLH 2009.

Impact on the department and other agencies: Revenues would be provided from the EREFST to the Departments of Health, Agriculture, and Business, Economic Development, and Tourism for many more years to perform duties intended by Act 73, SLH 2010.

GENERAL FUND: Estimated fiscal year revenues to the general fund: \$18,200,000

OTHER FUNDS: Estimated fiscal year revenues to the following funds:

- \$3,900,000 to the Agricultural Development and Food Security Special Fund;

- \$3,900,000 to the Energy Security Special Fund; and
- \$1,300,000 to the Environmental Response Revolving Fund.

PPBS PROGRAM  
DESIGNATION:

BED 120.

OTHER AFFECTED  
AGENCIES:

Department of Agriculture, Department of Health,  
and Department of Taxation.

EFFECTIVE DATE:

July 1, 2014.