

Honolulu, Hawaii

April 28, 2016RE: H.B. No. 2077
H.D. 2
S.D. 2
C.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2077, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO HYDROELECTRIC POWER,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to permit the construction of small hydropower facilities in agricultural districts.

Specifically this measure:

- (1) Repeals the maximum five hundred kilowatt generating capacity for hydroelectric facilities in an agricultural district;
- (2) Authorizes, within agricultural districts, the construction of small hydropower facilities that meet the United States Department of Energy definition of small



hydropower facility, including impoundment, diversion, run-of-river, and pumped storage facilities; and

- (3) Requires the approval of the Commission on Water Resource Management, including the establishment of new in stream flow standards, for the construction, within an agricultural district, of any hydroelectric facility that has a capacity of more than five hundred kilowatts.

Your Committee on Conference finds that permitting the construction, in an agricultural district, of hydroelectric facilities that have a generating capacity of more than five hundred kilowatts will provide the economies of scale necessary to make construction of hydroelectric infrastructure more economically viable. Your Committee on Conference believes that permitting construction of facilities that meet the federal definition of a small hydropower facility will promote the development of clean, renewable, and secure energy; contribute to a more efficient electricity grid; and lower the cost of energy in the State.

Your Committee on Conference has amended this measure by:

- (1) Limiting the requirement for the Commission on Water Resource Management to approve a hydroelectric facility to only new hydroelectric facilities that have the capacity to generate over five hundred kilowatts, rather than when such a facility requires a new or expanded diversion of water; and
- (2) Making technical nonsubstantive amendments for purposes of consistency and clarity.

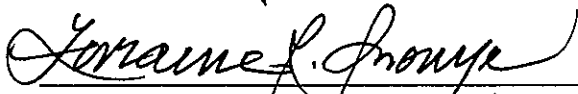
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2077, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2077, H.D. 2, S.D. 2, C.D. 1.



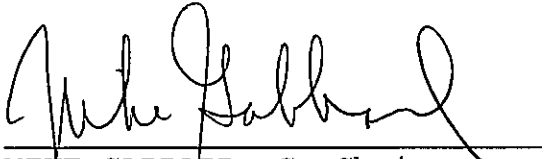
Respectfully submitted on behalf
of the managers:


ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

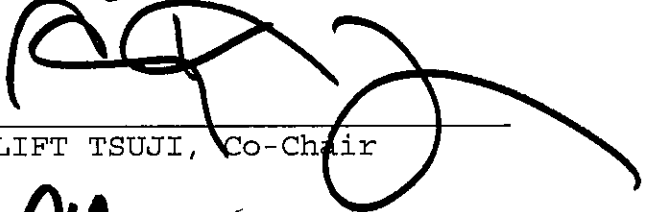

LORRAINE R. INOUE, Chair


CHRIS LEE, Co-Chair


MIKE GABBARD, Co-Chair


RYAN T. YAMANE, Co-Chair


ROSALYN H. BAKER, Co-Chair


CLIFT TSUJI, Co-Chair


ANGUS L.K. MCKELVEY, Co-Chair



