

STAND. COM. REP. NO. **3597**

Honolulu, Hawaii

APR 08 2016

RE: H.B. No. 2636  
H.D. 2  
S.D. 2

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

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 2636, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SOLAR ENERGY FACILITIES,"

begs leave to report as follows:

The purpose and intent of this measure is regulate the installation of industrial solar energy production equipment in agricultural districts that meet certain criteria.

Specifically, this measure requires a special permit approval from the county planning commission to install solar energy production equipment with a capacity of greater than twenty-five kilowatts on certain lots within an agricultural district of a county with a resident population of greater than one hundred seventy thousand but fewer than five hundred thousand.

Your Committee received written comments in support of this measure from nine individuals.

Your Committee received written comments in opposition to this measure from the Office of Planning and two individuals.

Your Committee received written comments on this measure from the Department of Agriculture.

Your Committee finds that this measure will impose an additional level of scrutiny on the construction of industrial

HB2636 SD2 SSCR LRB 16-2326-1.doc



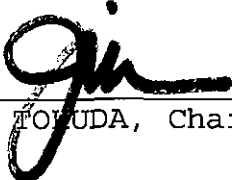
scale solar power generating facilities in certain areas of the State Agricultural District by requiring such projects to obtain a special permit.

Your Committee acknowledges that the Office of Planning has opposed the narrow and targeted application of this measure and that the Department of Agriculture has strong concerns that the measure could be interpreted as benefiting non-conforming residential uses in the State Agricultural District. As this measure moves forward, these concerns should be taken into serious consideration as part of the final conference draft.

Your Committee has amended this measure by changing the effective date to July 1, 2076, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2636, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2636, H.D. 2, S.D. 2.

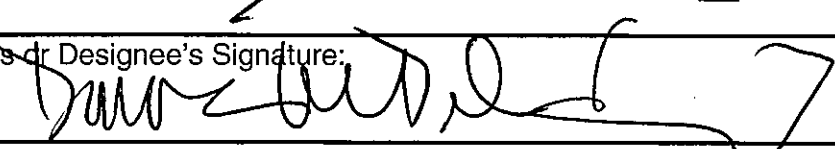
Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
\_\_\_\_\_  
JILL N. FOXUDA, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:*	Committee Referral:	Date:
HB 2636, HD2, SD1	PSM/TRE, WAM	4/7/16
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is:		
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310
<input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
	Nay	Excused
TOKUDA, Jill N. (C)	/	
DELA CRUZ, Donovan M. (VC)	/	
CHUN OAKLAND, Suzanne	/	
ENGLISH, J. Kalani	-	/
GALUTERIA, Brickwood	-	/
HARIMOTO, Breene	/	
INOUYE, Lorraine R.	/	
RIVIERE, Gil	/	
TANIGUCHI, Brian T.	-	/
WAKAI, Glenn	-	/
SLOM, Sam	-	/
<b>TOTAL</b>	6	5
Recommendation:		
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
Distribution:		
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency
		Goldenrod Committee File Copy

\*Only one measure per Record of Votes