
A BILL FOR AN ACT

RELATING TO WIND POWER.

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

1 SECTION 1. The purpose of this Act is to establish a two-
2 year moratorium on the issuance of new permits for utility-scale
3 wind turbines in the State and to create a task force to study
4 and make recommendations to the legislature on wind energy
5 policy and permitting in the State.

6 SECTION 2. Chapter 196, Hawaii Revised Statutes, is
7 amended by adding a new section to be appropriately designated
8 and to read as follows:

9 "§196- Wind turbines; moratorium. (a) Notwithstanding
10 any other law to the contrary, until June 30, 2022, no person
11 shall be issued a permit or approval by any state or county
12 agency for a new wind turbine capable of producing one megawatt
13 or more of energy or a facility or project incorporating a new
14 wind turbine capable of producing one megawatt or more of energy
15 in the State.

16 (b) Permits and approvals covered by this section include
17 environmental permits and approvals, construction and operating



1 permits, land use permits and approvals, and utility permits;
2 provided that applications for permits or approvals deemed
3 complete prior to the effective date of this Act shall be exempt
4 from the prohibition under subsection (a)."

5 SECTION 3. (a) The Hawaii state energy office shall
6 convene a task force to study and make recommendations to the
7 legislature on wind energy policy and permitting in the State.

8 (b) The task force shall consist of the following members:

- 9 (1) The chief energy officer of the Hawaii state energy
10 office or the chief energy officer's designee, who
11 shall serve as the chairperson of the task force;
- 12 (2) The director of environmental quality control or the
13 director's designee;
- 14 (3) The chairperson of the public utilities commission or
15 the chairperson's designee;
- 16 (4) The chairperson of the board of land and natural
17 resources or the chairperson's designee;
- 18 (5) Two community stakeholders in the renewable energy
19 industry to be appointed by the speaker of the house
20 of representatives; and



1 (6) Two community stakeholders in the renewable energy
2 industry to be appointed by the president of the
3 senate.

4 (c) The task force shall be exempt from chapter 92, Hawaii
5 Revised Statutes.

6 (d) Task force members shall serve without compensation
7 but shall be reimbursed for expenses, including travel expenses,
8 incurred for service on the task force. No member of the task
9 force shall be made subject to chapter 84, Hawaii Revised
10 Statutes, solely because of that member's participation on the
11 task force.

12 SECTION 4. (a) The chief energy officer of the Hawaii
13 state energy office, in consultation with the task force, shall
14 submit a report of the task force's findings and
15 recommendations, including any proposed legislation, to the
16 legislature no later than twenty days prior to the convening of
17 the regular session of 2021.

18 (b) The task force shall dissolve on June 30, 2021.

19 SECTION 5. There is appropriated out of the general
20 revenues of the State the sum of \$ or so much thereof as



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1 may be necessary for fiscal year 2020-2021 to carry out the
2 purposes of this Act.

3 The sum appropriated shall be expended by the Hawaii state
4 energy office for the purposes of this Act.

5 SECTION 6. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 7. If any provision of this Act, or the
9 application thereof to any person or circumstance, is held
10 invalid, the invalidity does not affect other provisions or
11 applications of the Act that can be given effect without the
12 invalid provision or application, and to this end the provisions
13 of this Act are severable.

14 SECTION 8. New statutory material is underscored.

15 SECTION 9. This Act shall take effect on July 1, 2020, and
16 shall be repealed on June 30, 2022.

17

INTRODUCED BY:



JAN 17 2020



H.B. NO. 1906

Report Title:

Wind Power; Turbines; Moratorium; Task Force; Appropriation

Description:

Establishes a two-year moratorium on the issuance of new permits or approvals for wind turbines capable of producing one megawatt or more of energy. Creates a task force to make recommendations on wind energy policies and permitting. Makes an appropriation. Repeals 6/30/2022.

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