

STAND. COM. REP. NO.

2378

Honolulu, Hawaii

FEB 16 2022

RE: S.B. No. 2535
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committees on Energy, Economic Development, and Tourism and Water and Land, to which was referred S.B. No. 2535 entitled:

"A BILL FOR AN ACT RELATING TO ENERGY,"

beg leave to report as follows:

The purpose and intent of this measure is to require offshore wind turbines to be sited no closer than twelve miles from the shoreline of a main Hawaiian island.

Your Committees received testimony in support of this measure from Progression Energy and one individual. Your Committees received testimony in opposition to this measure from three individuals. Your Committees received comments on this measure from the Hawaii State Energy Office; Public Utilities Commission; and Hawaiian Electric Company, Inc.

Your Committees find that wind energy facilities are a valuable source of renewable energy that brings the State closer to realizing its goal of one hundred percent renewable energy by 2045. Your Committees further find that wind energy facility siting or setback requirements vary across the nation.

Your Committees note the testimony from the Hawaii State Energy Office, which stated that it is in the process to better inform future actions regarding the establishment of minimum setback requirements for offshore wind projects to identify



impacts and the effectiveness of potential mitigation measures. Therefore, your Committees respectfully request your Committee on Judiciary to further examine and continue discussions on the concerns raised by the testimony on this measure.

Accordingly, your Committees have amended this measure by:

- (1) Leaving blank the number of miles from the shore that an offshore wind turbine must be sited;
- (2) Amending section 1 to reflect the deletion of the twelve mile set back; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Energy, Economic Development, and Tourism and Water and Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2535, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2535, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Energy, Economic
Development, and Tourism and
Water and Land,



LORRAINE R. INOUE, Chair



GLENN WAKAI, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Energy, Economic Development, and Tourism
EET

Bill / Resolution No.:* <i>SB 2535</i>	Committee Referral: <i>EET/WTL, JDC</i>	Date: <i>2/11/22</i>		
<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
WAKAI, Glenn (C)	✓			
MISALUCHA, Bennette E. (VC)	✓			
LEE, Chris	✓			
RIVIERE, Gil	✓			
FEVELLA, Kurt			✓	
TOTAL	<i>4</i>	<i>0</i>	<i>1</i>	<i>0</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;"><i>Bennette E. Misalucha</i></div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:
<i>SB 2535</i>	<i>EET/WTL, JDC</i>	<i>2/11/22</i>

The Committee is reconsidering its previous decision on this measure.
If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
INOUE, Lorraine R. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
MISALUCHA, Bennette E.	X			
RIVIERE, Gil	X			
FEVELLA, Kurt		WR	X	
TOTAL	<i>4</i>	<i>0</i>	<i>1</i>	<i>0</i>

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: *[Signature]*

Distribution: Original Yellow Pink Goldenrod
File with Committee Report Clerk's Office Drafting Agency Committee File Copy

*Only one measure per Record of Votes