

ACT 160

S.B NO. 2166

A Bill for an Act Relating to Wind Farms.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds that wind farms that produce electricity not only reduce our dependence on fossil fuels but help our economy as well. For example, Kamao'a Wind Farm on the Big Island has the potential of reducing the Hilo and Kona regions' dependency on oil by forty thousand barrels annually. This

reduction will reduce pollution in the area and help stabilize the State's dependence on imported oil supplies.

Additionally, Kamao'a Wind Farm will pump \$2,500,000 in the local economy to repower the wind farm. Kamao'a will provide a solid industrial base to help rejuvenate the ailing Kau economy by providing invaluable training and long-term employment to residents.

The purpose of this Act is to assist electricity producing wind farms by allowing such farms to benefit from the State's enterprise zone program.

SECTION 2. Section 209E-2, Hawaii Revised Statutes, is amended by amending the definition of "qualified business" to read as follows:

"Qualified business" means any corporation, partnership, or sole proprietorship authorized to do business in the State which is qualified under section 209E-9 and is:

- (1) Subject to the state corporate or individual income tax under chapter 235;
- (2) Engaged in manufacturing, the wholesale sale of tangible personal property as defined in section 237-4, or a service business as defined in this chapter; [or]
- (3) Engaged in producing agricultural products where the business is a producer as defined in section 237-5[.]; or
- (4) Engaged in producing electric power from wind energy for sale primarily to a public utility company for resale to the public.

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 Statutory material to be repealed is bracketed.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

SECTION 4. This Act shall take effect upon its approval.

(Approved June 5, 2000.)