
A BILL FOR AN ACT

RELATING TO PUBLIC UTILITIES.

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

1 SECTION 1. Chapter 269, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§269- Certificate of public good. (a) No public
5 utility:

6 (1) May begin site preparation for or construction of an
7 electric generation facility or electric transmission
8 facility within the State that is designed for
9 immediate or eventual operation at any voltage; or

10 (2) May exercise the right of eminent domain in connection
11 with the site preparation for or construction of any
12 transmission or generation facility, as described in
13 paragraph (1),

14 unless the public utilities commission first finds that the same
15 will promote the general good of the State and issues a
16 certificate of public good to that effect.

17 (b) A certificate of public good shall be issued to the
18 applicant if the public utilities commission finds that the



1 purchase, investment, or construction of the proposed electric
2 generation or transmission facility is required to meet the need
3 for present and future demand for service that could not
4 otherwise be provided in a more cost-effective manner through
5 energy conservation programs and measures and energy efficiency
6 and load management measures.

7 (c) For each application for a certificate of public good,
8 the public utilities commission shall:

9 (1) Hold a public hearing or hearings on the island on
10 which the proposed facility is to be located; provided
11 that notice of the public hearing shall be given in
12 the manner prescribed in section 269-12(c); and

13 (2) Hold a hearing at a location that it selects.

14 (d) The public utilities commission may conduct its review
15 of public good and its review of proposed capital expenditures
16 for projects related to plant replacement, expansion, or
17 modernization in excess of \$500,000, as set forth in Standards
18 for Electric Utility Service in the State of Hawaii, General
19 Order No. 7, concurrently."

20 SECTION 2. New statutory material is underscored.



H.B. NO. 642

1 SECTION 3. This Act shall take effect upon its approval.

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Report Title:

Energy Efficiency; Certificate of Public Good

Description:

Requires electric utilities to obtain a certificate of public good from the public utilities commission for the construction of any electric transmission or generation facility, prior to beginning site preparation or exercising the right of eminent domain.

