
A BILL FOR AN ACT

RELATING TO ENERGY.

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

1 SECTION 1. The legislature finds that renewable energy
2 projects can provide substantial and long-term benefits to the
3 State. Development of renewable energy projects would further
4 state policies of developing indigenous renewable energy
5 resources and decreasing Hawaii's dependency on imported fossil
6 fuels.

7 The State has sought to encourage private sector
8 development of renewable energy projects. However, in the past,
9 private sector companies were either unable or unwilling to
10 expend the substantial amounts of funds needed to develop these
11 projects. The fundamental impediment to private development of
12 these projects has been obtaining permits for, and thereafter
13 complying with, the diverse array of federal, state, and county
14 land use planning, environmental, and related laws. The "Hawaii
15 Integrated Energy Policy Report of 1991" found that the "permits
16 and approvals that may be required for the development and



1 siting of energy facilities ... can take up to seven years for a
2 single project."

3 While permitting procedures are needed to ensure that
4 commercial renewable energy development projects are undertaken
5 in a manner consistent with land use, planning, environmental,
6 and related laws, existing procedures are duplicative and lack
7 coordination.

8 Renewable energy projects are often complex, large-scale
9 projects requiring a number of permits. Legislation is needed
10 to streamline the permitting process to provide an amount of
11 predictability that would encourage private companies to commit
12 the substantial amounts of capital, time, and effort necessary
13 to develop such projects.

14 The purpose of this Act is to establish that it is the
15 policy of state and county governments to provide priority
16 handling and processing on all state and county permits required
17 for renewable energy projects.

18 SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended
19 by adding a new section to be appropriately designated and to
20 read as follows:



1 "§46- Renewable energy projects. Agencies shall provide
2 priority handling and processing on all permits required by a
3 county for renewable energy projects.

4 For the purposes of this section, "agency" means any
5 executive department, independent commission, board, bureau,
6 office, or other establishment of a county, or any quasi-public
7 institution that is supported in whole or in part by county
8 funds."

9 SECTION 3. Chapter 196, Hawaii Revised Statutes, is
10 amended by adding a new section to be appropriately designated
11 and to read as follows:

12 "§196- Renewable energy projects. Agencies shall
13 provide priority handling and processing on all state and county
14 permits required for renewable energy projects.

15 For the purposes of this section, "agency" means any
16 executive department, independent commission, board, bureau,
17 office, or other establishment of the State or a county, or any
18 quasi-public institution that is supported in whole or in part
19 by state or county funds."

20 SECTION 4. Section 226-18, Hawaii Revised Statutes, is
21 amended by amending subsection (c) to read as follows:



1 "(c) To further achieve the energy objectives, it shall be
2 the policy of this State to:

3 (1) Support research and development as well as promote
4 the use of renewable energy sources;

5 (2) Ensure that the combination of energy supplies and
6 energy-saving systems is sufficient to support the
7 demands of growth;

8 (3) Base decisions of least-cost supply-side and demand-
9 side energy resource options on a comparison of their
10 total costs and benefits when a least-cost is
11 determined by a reasonably comprehensive,
12 quantitative, and qualitative accounting of their
13 long-term, direct and indirect economic,
14 environmental, social, cultural, and public health
15 costs and benefits;

16 (4) Promote all cost-effective conservation of power and
17 fuel supplies through measures including:

18 (A) Development of cost-effective demand-side
19 management programs;

20 (B) Education; and

21 (C) Adoption of energy-efficient practices and
22 technologies;



- 1 (5) Ensure to the extent that new supply-side resources
2 are needed, the development or expansion of energy
3 systems utilizes the least-cost energy supply option
4 and maximizes efficient technologies;
- 5 (6) Support research, development, and demonstration of
6 energy efficiency, load management, and other demand-
7 side management programs, practices, and technologies;
- 8 (7) Promote alternate fuels and energy efficiency by
9 encouraging diversification of transportation modes
10 and infrastructure;
- 11 (8) Support actions that reduce, avoid, or sequester
12 greenhouse gases in utility, transportation, and
13 industrial sector applications; [~~and~~]
- 14 (9) Support actions that reduce, avoid, or sequester
15 Hawaii's greenhouse gas emissions through agriculture
16 and forestry initiatives[~~+~~]; and
- 17 (10) Provide priority handling and processing on all state
18 and county permits required for renewable energy
19 projects."

20 SECTION 5. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

22 SECTION 6. This Act shall take effect upon its approval.



Report Title:

Renewable Energy Products; Priority Processing of Permits

Description:

Require agencies to provide priority handling and processing on all state and county permits required for renewable energy projects. (HD1)

