

Honolulu, Hawaii

FEB 14 2011

RE: S.B. No. 188
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Energy and Environment, to which was referred S.B. No. 188 entitled:

"A BILL FOR AN ACT RELATING TO FOSSIL FUELS,"

begs leave to report as follows:

The purpose and intent of this measure is to restrict any new construction or expansion of fossil fueled electricity generating facilities unless the electric utility can demonstrate compliance with the State's renewable portfolio standards.

Your Committee received testimony in support of this measure from Carlito P. Caliboso, Public Utilities Commission; Jeff Mikulina, Blue Planet Foundation; and the Sierra Club, Hawai'i Chapter. Your Committee received testimony in opposition to this measure from Catherine Awakuni, Hawaiian Electric Company, Inc.; Cecily Barnes, Hawaiian Electric Company, Inc.; and Rick Tsujimura, AES Hawaii. Your Committee received comments on this measure from Richard C. Lim, Department of Business, Economic Development, and Tourism; and Paul Oshiro, Alexander & Baldwin, Inc.

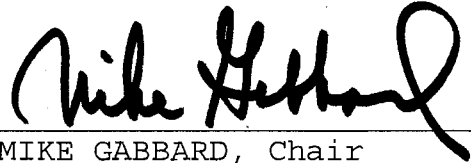
Your Committee believes that encouraging the electric utilities to discontinue the construction of new fossil fuel burning facilities will lead to reduced dependence on fossil fuels and strengthen the State's resolve to use more renewable energy. Your Committee recognizes that facilities which currently generate energy through fossil fuels can be expanded for other purposes such as biofuel energy generation.



Accordingly, your Committee has amended this measure by clarifying that the type of expanded generating capacity that shall not be permitted under this measure is an expansion in fossil fuel generating capacity.

As affirmed by the record of votes of the members of your Committee on Energy and Environment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 188, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 188, S.D. 1, and be referred to the Committee on Commerce and Consumer Protection.

Respectfully submitted on
behalf of the members of the
Committee on Energy and
Environment,

A handwritten signature in black ink, appearing to read "Mike Gabbard", written over a horizontal line.

MIKE GABBARD, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 188</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">ENE, CPN</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">1 Feb 2011</div>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div> <input type="checkbox"/> Pass, unamended 2312 </div> <div> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div> <input type="checkbox"/> Hold 2310 </div> <div> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	/			
ENGLISH, J. Kalani (VC)	/			
GREEN, M.D., Josh	/			
IHARA, Jr., Les				/
SLOM, Sam			/	
TOTAL	3		1	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div> <input checked="" type="checkbox"/> Adopted </div> <div> <input type="checkbox"/> Not Adopted </div> </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-left: 50px;">[Signature]</div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes