



DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

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Statement of
LUIS P. SALAVERIA
Director
Department of Business, Economic Development & Tourism
before the
SENATE COMMITTEE ON WAYS AND MEANS

Thursday, April 7, 2016
9:00 a.m.
State Capitol, Conference Room 211

in consideration of
HB 2160, HD1
RELATING TO LIGHT POLLUTION.

Chair Tokuda, Vice Chair Dela Cruz, and Members of the Committee. The Department of Business, Economic Development and Tourism supports the intent of this bill to establish an advisory committee to assist DBEDT in developing and implementing a statewide dark skies protection strategy.

A Starlight Reserve Committee was originally established (through Act 161, SLH 2009) to develop and help implement a statewide strategy to reduce nighttime light pollution which, in turn, will help preserve Hawaii's dark skies for astronomy, protect endangered species, improve human health, and reduce nighttime energy consumption.

Although this Committee (which terminated on June 30, 2015) was successful in developing and promoting legislation (Act 287, SLH 2012) that addresses appropriate temperature and shielding for State light fixtures, a more comprehensive strategy coordinating State laws with county, federal, military, and private sector lighting practices and regulations is needed to help preserve Hawaii's dark nighttime skies. We believe the proposed Dark Skies Advisory Committee could play a strategic role in achieving this goal.

We support this bill provided that its passage does not replace or adversely impact priorities indicated in our Executive Budget.

Thank you for the opportunity to testify on this measure.

DAVID Y. IGE
GOVERNOR OF
HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

**Before the Senate Committee on
WAYS AND MEANS**

**Thursday, April 7, 2016
9:00 AM
State Capitol, Conference Room 211**

**In consideration of
HOUSE BILL 2160, HOUSE DRAFT 1
RELATING TO LIGHT POLLUTION**

House Bill 2160, House Draft 1 proposes to establish a dark night skies protection advisory committee to assist the Department of Business, Economic Development, and Tourism in developing a dark night skies protection strategy. **The Department of Land and Natural Resources (Department) supports this bill.**

Artificial lighting reduces the natural dark sky environment and directly impacts biological resources of the islands by altering wildlife behavior. Marine birds and sea turtles in Hawaii, some of which are endangered or threatened, are particularly sensitive to artificial light, attracting fledgling birds and hatchling turtles, which become disoriented and are frequently injured or killed, impacting their populations. There are many documented cases of night lighting in Hawaii attracting and killing coastal and pelagic birds and turtles every year. Newell's shearwaters and Dark-rumped petrels are particularly vulnerable, and research indicates that artificial night lighting is a major contributor to their respective population declines.

Additionally, dark night skies hold important cultural, astronomical, and tourism-related values, which are all negatively impacted as a result of artificial lighting. Excess artificial lighting also increases energy consumption, which contributes to wasted fossil fuel resources and exacerbates global climate change.

The committee would, among other things, examine issues related to artificial lighting and develop recommendations to reduce the negative impacts of artificial lighting on natural and cultural resources, and examine economic and other tangential impacts.

The Department appreciates the opportunity to provide these comments.

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS



UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Written Testimony Presented Before the
Senate Committee on Ways and Means
Thursday, April 7, 2016 at 9:00 a.m.

By

Robert Bley-Vroman, Chancellor

And

Richard Wainscoat, Astronomer

Roy Gal, Assistant Astronomer/Outreach Coordinator/UH NGO
University of Hawai'i at Mānoa

HB 2160 HD1 – RELATING TO LIGHT POLLUTION

Chair Tokuda, Vice Chair Dela Cruz, and members of the Committee:

The University of Hawai'i strongly supports HB 2160 HD1 which establishes of a dark skies advisory committee. Dark night skies are a tremendously important natural, cultural, scientific, educational, and economic resource for Hawai'i. But the dark night sky is under increased threat from urban lighting.

Maunakea observatory has one of the darkest skies in the world, thanks to over 25 years of careful lighting on the Island of Hawai'i. The sky at Haleakalā observatory is less dark, partly due to less stringent lighting rules on Maui, and also due to its proximity to Honolulu.

Dark skies are vitally important for Hawai'i's two major astronomical observatories. These are among the best astronomical sites on the planet. If the sky is allowed to become bright over these observatories, the telescopes will lose their ability to see faint objects. On Haleakalā, the University of Hawai'i is engaged in a NASA sponsored effort to search the sky for dangerous asteroids. The aim is to find any dangerous asteroid that may hit Earth early enough that it can be deflected before impact. This search relies heavily on the dark night sky, and it would be significantly weakened if the sky on Maui becomes any brighter.

The advisory committee described in this bill will bring together representatives from the state, the counties and the public, and will a valuable forum for exchanging information regarding nighttime lighting and for preservation of the dark night sky.

Light Emitting Diodes are rapidly being introduced to replace older forms of lighting. These offer some energy benefits, but their blue light is harmful to astronomy and to endangered species such as birds and turtles. The committee described in this bill will be able to provide excellent advice on limiting blue light, thereby preventing costly mistakes. Kaua'i is a prime example of a location where many expensive light replacements have had to be done because of the impact of unshielded lights on endangered birds.

Light travels great distances, and lighting is not simply a county matter. It is important to form this state committee to address lighting issues across the state, and the preservation of dark skies across all of Hawai'i.



**Conservation Council
for Hawai'i**

Hawai'i's voice for wildlife

Kō Hawai'i leo no nā holoholona lōhiu



Testimony Submitted to the Senate Committee on Ways and Means

Hearing: Thursday, April 7, 2016 9 am
Conference Room 211

In Support of HB 2160 HD 1 Relating to Light Pollution

Chair Tokuda, Vice Chair Dela Cruz, and Members of the Committee.

Aloha. Conservation Council for Hawai'i supports HB 2160 HD 1, which establishes a dark night skies protection advisory committee to assist DBEDT in the development of a statewide dark night skies protection strategy to preserve dark night skies and reduce light pollution. (HB2160 HD1)

Artificial lighting negatively affects wildlife, including nesting green sea turtles and hatchlings (a threatened species), nesting endangered hawksbill sea turtles and their hatchlings. Lights in coastal areas may discourage female sea turtles from nesting on certain beaches, causing them to turn away seeking another beach and expending unnecessary energy to do so. Artificial lights also disorient hatchlings as they scramble to the ocean. The lights may cause hatchlings to head mauka toward the bright lights instead of makai, making them vulnerable to predators.

Artificial lights also disorient adult seabirds returning to their nests from the sea at night after a day of hunting, and fledging seabirds on their first flight to the sea from mauka nests. Each year, I see dead wedge-tailed shearwaters on the Honolulu side of the Wilson and Pali Tunnels. There are probably dead birds along the H-3 as well. These birds are probably disoriented by the bright tunnel lights and fallout after colliding with vegetation or manmade structures, such as the tunnels. Lawsuits have resulted from over-lighting in important flyways on Kaua'i.

We recommend that wildlife biologists familiar with the impacts of lights on sea turtles and seabirds sit on the advisory committee.

As an aside, the lights at convenience stores and gas stations in Honolulu are particularly bright and annoying.

Please support HB 2160 HD 1. Mahalo nui loa for the opportunity to testify.

Marjorie Ziegler

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April 5, 2016

Senator Jill N. Tokuda, Chair
Senator Donovan M. Dela Cruz, Vice Chair
Senate Committee on Ways and Means

Comments and Proposed Amendments regarding HB 2160, HD1 Relating to Light Pollution. (Establishes a Dark Night Skies Protection Advisory Committee to assist DBEDT in the development of a Statewide Dark Night Skies Protection Strategy to preserve dark night skies and reduce light pollution.)

WAM Hearing: Thursday, April 7, 2016, 9:00 a.m., Conference Room 211

The Land Use Research Foundation of Hawaii (LURF) is a private, non-profit research and trade association whose members include major Hawaii landowners, developers and a utility company. LURF's mission is to advocate for reasonable, rational and equitable land use planning, legislation and regulations that encourage well-planned economic growth and development, while safeguarding Hawaii's significant natural and cultural resources, and public health and safety.

LURF supports the intent of this measure; provides the following **comments**; and respectfully requests an **amendment** to HB 2160, HD1, to specifically include on the Dark Night Skies Protection Advisory Committee (Proposed Committee) representatives from Hawaii's largest industries that would be directly affected by, and could provide valuable input for the statewide dark night skies protection strategy – tourism, the military, business and shopping centers, agriculture and construction industries.

HB 2160, HD1. This measure requires the Department of Business, and Economic Development, and Tourism (DBEDT) to develop a statewide dark night skies protection strategy to preserve dark night skies and reduce light pollution, and proposes to establish the Proposed Committee to assist DBEDT. The current bill specifically identifies Proposed Committee members that can provide very valuable input.

However, the bill does not specifically include representatives from Hawaii's largest industries and operations that would be directly affected by the statewide dark night skies protection strategy, and who could provide valuable input – tourism, the military, business and shopping centers, agriculture and construction (in Honolulu, nighttime Rail construction will become more prevalent in coming years).

LURF's Comments and Position. LURF supports the purpose of HB 2160, HD1, which is to develop and help implement a statewide coordinated strategy to preserve the dark night skies in Hawaii, by reduce nighttime light pollution which, in turn, will help preserve Hawaii's dark skies for astronomy, to protect endangered species, address human health concerns relating to "shift work," and reduce nighttime energy consumption.

LURF also agrees with the prior testimony of DBEDT Director Luis Salaveria, which recognizes that coordination with other major stakeholders is needed to develop the statewide Light Pollution strategy: "a more comprehensive strategy coordinating State laws with county, federal, military, and private sector lighting practices and regulations is needed to help preserve Hawaii's dark nighttime skies. We believe the proposed Dark Skies Advisory Committee could play a strategic role in achieving this goal." (emphasis added)

Conclusion. LURF supports the intent and purpose of HB 2160, HD1, however, LURF cannot fully support this measure in its current form. LURF respectfully recommends that this bill be **amended** to expand the Proposed Committee by specifically naming representatives from Hawaii's largest industries and operations that would be directly affected by the statewide dark night skies protection strategy and that could provide valuable input – tourism, the military, business and shopping centers, agriculture and construction.

Thank you for the opportunity to present our comments and proposed amendment to this measure.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for HB2160 on Apr 7, 2016 09:00AM*
Date: Tuesday, April 05, 2016 2:58:45 PM

HB2160

Submitted on: 4/5/2016

Testimony for WAM on Apr 7, 2016 09:00AM in Conference Room 211

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: ndavlantes@aol.com
Subject: *Submitted testimony for HB2160 on Apr 7, 2016 09:00AM*
Date: Tuesday, April 05, 2016 10:47:25 AM

HB2160

Submitted on: 4/5/2016

Testimony for WAM on Apr 7, 2016 09:00AM in Conference Room 211

Submitted By	Organization	Testifier Position	Present at Hearing
Nancy Davlantes	Individual	Support	No

Comments:

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Testimony Related to
House Bill 2160 HD1
RELATING TO LIGHT POLLUTION
Presented before the
Senate Committee on Ways and Means
The Twenty-Eighth Legislature
April 7, 2016
by
Richard J. Wainscoat

Chair Tokuda, Vice-Chair Dela Cruz and members of the Committee. My name is Richard Wainscoat and I am submitting this testimony as an individual in strong support of the establishment of a committee to address light pollution problems in Hawaii.

Dark night skies are a tremendously important natural, cultural, scientific, educational and economic resource for Hawaii. But the dark night sky is under increased threat from urban lighting.

Dark skies are vitally important for Hawaii's two major astronomical observatories – Maunakea on the Island of Hawaii, and Haleakala on Maui. These are among the best astronomical sites on the planet. If the sky is allowed to become bright over these observatories, the telescopes will lose their ability to see faint objects.

The advisory committee described in this bill will bring together representatives from the state, the counties and the public, and is a valuable forum for exchanging information regarding nighttime lighting.

A similar committee (for which I was the Chair), called the Starlight Reserve Committee, operated until 2015. The committee dealt with issues such as energy preservation, endangered species, astronomy, public safety and quality of life. All of these are long-term issues.

Lighting is presently undergoing a major transformation. There is a widespread change from traditional forms of lighting, such as incandescent, fluorescent, and high intensity discharge lamps to solid state lighting (light emitting diodes, or LEDs). LEDs offer lower maintenance costs and energy savings. It is particularly important that the light pollution advisory committee enabled by this bill meets and provides advice during this transition period. LED lights have

Testimony Related to House Bill 2160 HD1
Senate Committee on Ways and Means
April 7, 2016
Page 2

higher amounts of blue light, and this blue light is very harmful to astronomy, endangered species, and may also be harmful to human health. Therefore, careful limits on the amount of blue light from LEDs should be put in place.

Light travels tremendous distances at night. For example, Haleakala observatory is affected by lighting in Honolulu. Light does not obey county boundaries — it is important to form a state level committee to address lighting issues and preservation of dark skies across all of Hawaii.

From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: tabraham08@gmail.com
Subject: *Submitted testimony for HB2160 on Apr 7, 2016 09:00AM*
Date: Wednesday, April 06, 2016 9:57:43 AM

HB2160

Submitted on: 4/6/2016

Testimony for WAM on Apr 7, 2016 09:00AM in Conference Room 211

Submitted By	Organization	Testifier Position	Present at Hearing
Troy Abraham	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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