STAND. COM. REP. NO. 3799

Honolulu, Hawaii March 24, 2017

RE: S.B. No. 909 S.D. 2 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred S.B. No. 909, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ENERGY ASSURANCE,"

begs leave to report as follows:

The purpose of this measure is to address deficiencies in Hawaii's fuel shortage response and energy emergency statutes. Specifically, this measure:

- (1) Provides policy guidance on preparing for, responding to, recovering from, and mitigating against any actual or potential energy supply disruption or shortage to preserve the State's energy security, and provides protections for confidential information collected to effectuate these purposes; and
- (2) Clarifies the powers of the Governor and the Director of Business, Economic Development, and Tourism in an energy shortage or state of emergency.

The Department of Health, Hawaii Emergency Management Agency, Department of Business, Economic Development and Tourism, Department of Accounting and General Services, Hawaii State Fusion Center, Department of Transportation, Hawaii Natural Energy



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Institute at the University of Hawaii at Manoa, Department of Emergency Management of the City and County of Honolulu, Hawaii Energy Policy Forum, and two individuals supported this measure. The Blue Planet Foundation supported the intent of this measure. The Hawaii Petroleum Marketers Association provided comments.

Your Committee has amended this measure by:

- Amending the confidential information provision to provide concise guidelines the Department of Business, Economic Development, and Tourism (Department) must follow when handling information and data pursuant to this measure;
- (2) Adding a new section that provides that any confidential information obtained by another state agency shall be available only to the Attorney General, the Attorney General's authorized representatives, the Department, and the Public Utilities Commission and shall be treated in a confidential manner; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 909, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 909, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

> Respectfully submitted on behalf of the members of the Committee on Energy & Environmental Protection,

CHRIS LEE, Chair



State of Hawaii House of Representatives The Twenty-ninth Legislature



Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: 5B 909 5D2	Committee Referral: EEP, FIN	Date:	3/21/	17
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Image: Pass, unamended (as is) Image: Pass, with amendments (HD) Image: Hold Image: Pass short form bill with HD to recommit for future public hearing (recommit) Image: Pass short form bill with HD to recommit for future public hearing (recommit) Image: Pass short form bill with HD to recommit for future public hearing (recommit)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)				
2. LOWEN, Nicole E. (VC)				
3. CULLEN, Ty J.K.				
4. EVANS, Cindy				
- DVAND, Chidy				
5. ICHIYAMA, Linda	Analysiik ettis <u>Neterietette keltette</u> t	<u> 1997 - Andrew Andrew Charles and A</u>	u Liberti (Alteria) Alteria (Alteria)	
6. KONG, Sam Satoru				<u> </u>
7. SAY, Calvin K.Y.	~			
	REALES AND			
8. YAMANE, Ryan I.				
9. FUKUMOTO, Beth			·····	
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TOTAL (9)	7			Z
The recommendation is: Adopted Not Adopted If joint referral,				
Vice Chair's or designee's signature: Mich & Long				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				