
A BILL FOR AN ACT

RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.

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

1 SECTION 1. Section 227D-2, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:
3 "(a) There is established the natural energy laboratory of
4 Hawaii authority, which shall be a body corporate and politic
5 and an instrumentality and agency of the State. The authority
6 shall be placed within the department of business, economic
7 development, and tourism for administrative purposes, pursuant
8 to section 26-35. The purpose of the natural energy laboratory
9 of Hawaii authority shall be to facilitate research[~~7~~];
10 development[~~7~~]; and environmentally responsible and culturally
11 appropriate commercialization of natural energy resources and
12 ocean-related research, technology, and industry in Hawaii and
13 to engage in environmentally responsible and culturally
14 appropriate retail, commercial, or tourism activities that will
15 financially support that research, development, and
16 commercialization at a research and technology park in Hawaii.
17 Its duties shall include:



- 1 (1) Establishing, managing, and operating facilities, in
2 compliance with all county, state, and federal laws,
3 rules, regulations, and licensing and permitting
4 requirements, that provide sites for:
 - 5 (A) Research and development; provided that all
6 research proposals involving live animals shall
7 be reviewed by the University of Hawaii
8 institutional animal care and use committee prior
9 to any lease approval;
 - 10 (B) Commercial projects and businesses utilizing
11 natural resources, such as ocean water or
12 geothermal energy;
 - 13 (C) Compatible businesses engaged in scientific and
14 technological investigations, or retail,
15 commercial, and tourism activities; and
 - 16 (D) Businesses or educational facilities that support
17 the primary projects and activities;
- 18 (2) Providing support, utilities, and other services to
19 facility tenants and government agencies;
- 20 (3) Maintaining the physical structure of the facilities;
- 21 (4) Promoting and marketing these facilities;



- 1 (5) Promoting and marketing the reasonable utilization of
2 available natural resources[+] in a culturally
3 appropriate and environmentally responsible manner;
- 4 (6) Supporting ocean research and technology development
5 projects that support national and state interests,
6 use facilities and infrastructure in Hawaii, and
7 foster potential commercial development; [~~and~~]
- 8 (7) Engaging in retail, commercial, and tourism activities
9 that are not related to facilitating research,
10 development, and commercialization of natural energy
11 resources in Hawaii; provided that all income derived
12 from these activities shall be deposited in the
13 natural energy laboratory of Hawaii authority special
14 fund[-]; and
- 15 (8) Engaging in community outreach and education in west
16 Hawaii island as they relate to activities within the
17 park to promote workforce development in science,
18 technology, engineering, math, and aquaculture
19 industries, including through programs for local
20 educators, students, educational institutions within



1 Hawaii, and state and county-sponsored community
2 groups.

3 (b) The governing body of the authority shall consist of a
4 board of directors having twelve voting members. Three members
5 from the general public shall be appointed by the governor for
6 staggered terms pursuant to section 26-34, except that one of
7 these members shall be a resident of the county of Hawaii. The
8 members shall be selected on the basis of their knowledge,
9 interest, and proven expertise in, but not limited to, one or
10 more of the following fields: finance, commerce and trade,
11 corporate management, marketing, economics, engineering, energy
12 management, real estate development, property management,
13 aquaculture, [~~and~~] ocean science[-], native Hawaiian cultural
14 practices and traditions, conservation, and animal welfare. The
15 chairperson and secretary of the research advisory committee
16 shall serve on the board. The director of business, economic
17 development, and tourism, the chairperson of the board of land
18 and natural resources, the president of the University of
19 Hawaii, the mayor of the county of Hawaii, and an appointed
20 member from the board of the Hawaii technology development
21 corporation, or their designated representatives, shall serve as



1 ex officio, voting members of the board. The tenants of the
2 authority shall elect two members to the board from among the
3 tenants of the authority, of which one member shall serve a two-
4 year term, and one member shall serve a four-year term. In
5 electing the tenant members, each tenant shall be entitled to
6 cast one vote for each member position. The tenant members
7 shall be recused from voting on setting lease rents, water
8 rates, or utility rates, but may participate in discussions.
9 The director of business, economic development, and tourism
10 shall serve as the chairperson until such time as a chairperson
11 is elected by the board from the membership. The board shall
12 elect other officers as it deems necessary."

13 SECTION 2. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 3. This Act shall take effect on June 30, 3000;
16 provided that the existing members of the natural energy
17 laboratory of Hawaii authority shall continue to serve until the
18 expiration of their respective terms.

19



Report Title:

NELHA; Duties; Board of Directors

Description:

Amends the statutory duties of the Natural Energy Laboratory of Hawaii Authority. Requires the Authority to conduct certain activities in a culturally sensitive and environmentally appropriate manner and to engage in community outreach and education. Effective 6/30/3000. (HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

