

ACT 268

S.B. NO. 3098

A Bill for an Act Relating to Solar Energy.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The Hawaii Revised Statutes is amended by adding a new section to be appropriately designated and to read as follows:

“§ - **Placement of solar energy devices.** (a) Notwithstanding any law to the contrary, no person shall be prevented by any covenant, term, provision, condition, codicil, or contract, however worded, from installing a solar energy device on any single-family residential dwelling or townhouse that the person owns. Any provision in any lease, instrument, or contract contrary to the intent of this section shall be void.

(b) For the purposes of this section, “solar energy device” means any

identifiable facility, equipment, apparatus, or the like, including a photovoltaic cell application, that is applicable to a single family residential dwelling or town-house and makes use of solar energy for heating, cooling, or reducing the use of other types of energy dependent upon fossil fuel for generation.”

SECTION 2. New statutory material is underscored.¹

SECTION 3. This Act shall take effect upon its approval.

(Approved June 18, 1992.)

Note

1. Edited pursuant to HRS §23G-16.5.