

ACT 99

H.B. NO. 2048

A Bill for an Act Relating to Net Energy Metering.

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

SECTION 1. Section 269-101, Hawaii Revised Statutes, is amended by amending the definition of “eligible customer-generator” to read as follows:

““Eligible customer-generator” means a metered residential or commercial customer, including a government entity, of an electric utility who owns and operates a solar, wind turbine, biomass, or hydroelectric energy generating facility, or a hybrid system consisting of two or more of these facilities, with a capacity of not more than [~~ten~~] fifty kilowatts, that is:

- (1) Located on the customer’s premises;
- (2) Operated in parallel with the utility’s transmission and distribution facilities;
- (3) In conformance with the utility’s interconnection requirements; and
- (4) Intended primarily to offset part or all of the customer’s own electrical requirements.”

SECTION 2. Section 269-111, Hawaii Revised Statutes, is amended to read as follows:

“~~[[§269-111]]~~ **Safety and performance standards.** A solar, wind turbine, biomass, or hydroelectric energy generating system, or a hybrid system consisting of two or more of these facilities, used by an eligible customer-generator shall meet all applicable safety and performance standards established by the National Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as the Underwriters Laboratories and, where applicable, rules of the public utilities commission regarding safety and reliability. [An] For systems of ten kilowatts or less, an eligible customer-generator whose solar, wind turbine, biomass, or hydroelectric energy generating system, or whose hybrid system consisting of two or more of these facilities, meets those standards and rules shall not be required to install additional controls, perform or pay for additional tests, or purchase additional liability insurance.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 2, 2004.)