

ACT 201

S.B. NO. 2817

A Bill for an Act Relating to Solar Energy Devices.

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

SECTION 1. Section 196-7, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) Every private entity shall adopt rules by December 31, 2006, that provide for the placement of solar energy devices[-], and revise those rules as necessary by July 1, 2011. The rules shall facilitate the placement of solar energy devices and shall not [~~unduly or unreasonably restrict that placement so as to~~]

impose conditions or restrictions that render the device more than twenty-five per cent less efficient or [tø] increase the cost of installation, maintenance, and removal of the device by more than fifteen per cent. No private entity shall assess or charge any homeowner any fees or require an encumbrance on title for the placement of any solar energy device.”

SECTION 2. Section 196-7, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) Every private entity shall adopt rules by December 31, 2006, that provide for the placement of solar energy devices[-], and revise those rules as necessary by July 1, 2011. The rules shall facilitate the placement of solar energy devices and shall not [~~unduly or unreasonably restrict that placement so as to~~] impose conditions or restrictions that render the device more than twenty-five per cent less efficient or [tø] increase the cost of installation, maintenance, and removal of the device by more than fifteen per cent. No private entity shall assess or charge any homeowner any fees for the placement of any solar energy device.”

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 Statutory material to be repealed is bracketed and stricken.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

SECTION 4. This Act, except section 2, shall take effect on July 1, 2010; provided that on June 30, 2015:

- (1) Section 1 of this Act shall be repealed; and
- (2) Section 2 of this Act shall take effect.

(Became law on July 6, 2010, without the governor’s signature, pursuant to Art. III, §16, State Constitution.)