



GOV. MSG. NO. 728

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 11, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 11, 2009, the following bill was signed into law:

HB427 HD1 SD1 CD1

A BILL FOR AN ACT
RELATING TO SPECIAL PURPOSE REVENUE
BONDS TO ASSIST ONE PLANET PACIFIC
ENERGY, LLC, A PROCESSING ENTERPRISE.
ACT 111 (09)

Sincerely,

A handwritten signature in black ink, appearing to read "L. Lingle".

LINDA LINGLE

Approved by the Governor
on JUN 11 2009

HOUSE OF REPRESENTATIVES
TWENTY-FIFTH LEGISLATURE, 2009
STATE OF HAWAII

ACT 111
H.B. NO. 427
H.D. 1
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET
PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE.

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

1 SECTION 1. The legislature finds that the development of
2 alternative energy and renewable fuel technologies is in the
3 best interests of the public. One Planet Pacific Energy, LLC,
4 specializes in the engineering, financing, development, and
5 management of alternative energy and renewable fuel technologies.
6 One Planet Pacific Energy, LLC, proposes to construct a five
7 hundred ton per day gasification facility to convert solid waste
8 into synthetic gas to utilize material solid waste from the
9 construction and demolition material solid waste landfill
10 located in Nanakuli, Oahu, Hawaii. The landfill processes
11 construction and demolition materials only, and does not have an
12 impact on the municipal waste stream processed at the HPower
13 facility on Oahu. The facility would use a proprietary
14 gasification technology that has been proven effective in
15 commercial applications in multiple countries throughout the
16 world.



1 The legislature finds and declares that the issuance of
2 special purpose revenue bonds under this Act is in the public's
3 interest and for the benefit of the public's health, safety, and
4 general welfare.

5 SECTION 2. Pursuant to part IV, chapter 39A, Hawaii
6 Revised Statutes, the department of budget and finance, with the
7 approval of the governor, is authorized to issue special purpose
8 revenue bonds in a total amount not to exceed \$40,000,000, in
9 one or more series, to assist One Planet Pacific Energy, LLC,
10 with the planning, designing, constructing, and equipping of, and
11 the acquisition of lands for, a gasification facility adjoining
12 the construction and demolition material solid waste landfill
13 located in Nanakuli, Oahu, Hawaii. The legislature hereby finds
14 and determines that the planning, designing, constructing, and
15 equipping of, and the acquisition of lands for, such a facility
16 constitutes a project as defined in part IV, chapter 39A, Hawaii
17 Revised Statutes, and the financing thereof is assistance to a
18 processing enterprise.

19 SECTION 3. The special purpose revenue bonds shall be
20 issued pursuant to part IV, chapter 39A, Hawaii Revised Statutes,
21 relating to the power to issue special purpose revenue bonds to
22 assist processing enterprises.



1 SECTION 4. The department of budget and finance is
 2 authorized, from time to time, including times subsequent to
 3 June 30, 2014, to issue special purpose revenue bonds in whatever
 4 principal amounts the department shall determine to be necessary
 5 to refund the special purpose revenue bonds authorized in section
 6 2 and to refund special purpose revenue bonds authorized in this
 7 section, regardless of whether the outstanding special purpose
 8 revenue bonds or refunding special purpose revenue bonds have
 9 matured or are the subject of redemption. In making this
 10 determination, the department shall comply with federal law
 11 relating to the exemption from federal income taxation of the
 12 interest on bonds of the nature authorized by this section.

13 SECTION 5. The authorization to issue special purpose
 14 revenue bonds under this Act shall lapse on June 30, 2014.

15 SECTION 6. This Act shall take effect on July 1, 2009.

APPROVED this 11 day of JUN, 2009



GOVERNOR OF THE STATE OF HAWAII

