



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 26, 2019

GOV. MSG. NO. 1245

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 26, 2019, the following bill was signed into law:

SB661 SD1 HD1 CD1

RELATING TO FUEL CELL ELECTRIC
VEHICLES.
ACT 143 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO FUEL CELL ELECTRIC VEHICLES.

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

1 SECTION 1. Section 103D-412, Hawaii Revised Statutes, is
2 amended by amending subsections (b) and (c) to read as follows:

3 "(b) Beginning January 1, 2010, all state and county
4 entities, when purchasing new vehicles, shall seek vehicles with
5 reduced dependence on petroleum-based fuels that meet the needs
6 of the agency. Priority for selecting vehicles shall be as
7 follows:

8 (1) Electric or plug-in hybrid electric vehicles ~~[+]~~ and
9 fuel cell electric vehicles;

10 ~~[-2]~~ ~~Hydrogen or fuel cell vehicles;~~

11 ~~[-3]~~ (2) Other alternative fuel vehicles;

12 ~~[-4]~~ (3) Hybrid electric vehicles; and

13 ~~[-5]~~ (4) Vehicles that are identified by the United States
14 Environmental Protection Agency in its annual "Fuel
15 Economy Leaders" report as being among the top
16 performers for fuel economy in their class.

17 (c) For the purposes of this section:

18 "Agency" means a state agency, office, or department.



1 "Alternative fuel" means alcohol fuels, mixtures containing
2 eighty-five per cent or more by volume of alcohols with gasoline
3 or other fuels, natural gas, liquefied petroleum gas, hydrogen,
4 biodiesel, mixtures containing twenty per cent or more by volume
5 of biodiesel with diesel or other fuels, other fuels derived
6 from biological materials, and electricity provided by off-board
7 energy sources.

8 "Covered fleet" has the same meaning as contained in 10
9 Code of Federal Regulations Part 490 Subpart C.

10 "Excluded vehicles" has the same meaning as provided in 10
11 Code of Federal Regulations section 490.3.

12 "Fuel cell electric vehicle" means a zero-emission electric
13 vehicle that uses a fuel cell to convert hydrogen gas and oxygen
14 into electricity that is used in a vehicle powertrain for
15 propulsion.

16 "Light-duty motor vehicle" has the same meaning as
17 contained in 10 Code of Federal Regulations Part 490, not
18 including any vehicle incapable of traveling on highways or any
19 vehicle with a gross vehicle weight rating greater than eight
20 thousand five hundred pounds."



1 SECTION 2. Section 291-71, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) For the purposes of this section:

4 "Electric vehicle" means:

5 (1) A neighborhood electric vehicle as defined in section
6 286-2; [~~or~~]

7 (2) A vehicle, with four or more wheels, that draws
8 propulsion energy from a battery with at least four
9 kilowatt hours of energy storage capacity that can be
10 recharged from an external source of electricity[~~-~~];

11 or

12 (3) A fuel cell electric vehicle.

13 "Electric vehicle charging system" means a system that:

14 (1) Is capable of providing electricity from a non-vehicle
15 source to charge the batteries of one or more electric
16 vehicles;

17 (2) Meets recognized standards, including standard SAE
18 J1772 of SAE International; and

19 (3) Is designed and installed in compliance with article
20 625 of the National Electrical Code[~~-~~];



1 provided that the term shall not include facilities or systems
2 for refueling the hydrogen storage tank of a fuel cell electric
3 vehicle.

4 "Fuel cell electric vehicle" means a zero-emission electric
5 vehicle that uses a fuel cell to convert hydrogen gas and oxygen
6 into electricity that is used in a vehicle powertrain for
7 propulsion.

8 "Place of public accommodation" has the same meaning as
9 that provided in section 489-2."

10 SECTION 3. Act 168, Session Laws of Hawaii 2012, is
11 amended by amending subsection (d) of section 2 to read as
12 follows:

13 "(d) For the purposes of this Act:

14 "Electric vehicle" means:

- 15 (1) A neighborhood electric vehicle; [~~or~~]
- 16 (2) A vehicle, with four or more wheels, that draws
17 propulsion energy from a battery with at least four
18 kilowatt hours of energy storage capacity that can be
19 recharged from an external source of electricity[~~-~~];
20 or
- 21 (3) A fuel cell electric vehicle.



1 "Fuel cell electric vehicle" means a zero-emission electric
2 vehicle that uses a fuel cell to convert hydrogen gas and oxygen
3 into electricity that is used in a vehicle powertrain for
4 propulsion."

5 SECTION 4. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 5. This Act shall take effect upon its approval.

8

APPROVED this 26 day of JUN, 2019

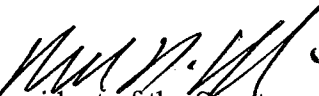



GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: April 30, 2019
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.


President of the Senate


Clerk of the Senate

SB No. 661, SD 1, HD 1, CD 1

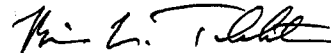
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives