Honolulu, Hawaii

Feb 10, 2012

RE: H.B. No. 2324

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Economic Revitalization & Business, to which was referred H.B. No. 2324 entitled:

"A BILL FOR AN ACT RELATING TO BROADBAND,"

begs leave to report as follows:

The purpose of this measure is to temporarily exempt the upgrading and new construction of broadband facilities on state and county property from state and county permitting processes.

Sandwich Isles Communications, Incorporated testified in support of this measure. The Department of Transportation; Department of Business, Economic Development and Tourism; Office of Planning; and Department of Commerce and Consumer Affairs testified in support of the intent of this measure. Hawaiian Telcom testified in support of this measure with amendments. The Office of Environmental Quality Control, Department of Information Technology of the City and County of Honolulu, Hawaiian Electric Company, Hawaii Electric Light Company, and Maui Electric Company testified in opposition to this measure. The Department of Land and Natural Resources provided comments on this measure.

Your Committee has amended this measure by:

(1) Removing all broadband facilities on county property from the exemption;

- (2) Clarifying the sunset date of June 30, 2012; and
- (3) Changing the effective date to July 1, 2112, for the purposes of facilitating further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2324, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2324, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committee on Economic Revitalization & Business,

ANGUS L.K. McKELVEY, Chair

## State of Hawaii House of Representatives The Twenty-sixth Legislature

HSCR 281-12

## Record of Votes of the Committee on Economic Revitalization & Business

Bill/Resolution No.: Committee  HB 2324  EPB	e Referral:	FIN Date:	2/9/12	<u> </u>
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
ERB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	X			
A CHOW I WANT WOO	*			
2. CHOY, Isaac W. (VC)	/			
3. AWANA, Karen L.	X			
4. BROWER, Tom	X			
5. EVANS, Cindy	4			
6. HASHEM, Mark J.	X			
7. NISHIMOTO, Scott Y.				X
8. TOKIOKA, James Kunane				×
9. TSUJI, Clift	×			
5. 1000x, 6mc	<b>,</b>			
10. MARUMOTO, Barbara C.	X		·	
11. PINE, Kymberly Marcos	X			
11. I IIVE, Kylinderry Warcos				
			_	
	a)			
TOTAL (11)	. 7			2
The recommendation is:  Adopted				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				