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## HOUSE RESOLUTION

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URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH NEW RULES TO  
ENFORCE NET NEUTRALITY REQUIREMENTS FOR BROADBAND AND  
INTERNET SERVICE PROVIDERS WITHIN THE STATE OF HAWAII.

1 WHEREAS, the Federal Communications Commission has repealed  
2 net neutrality rules intended to protect consumers and to ensure  
3 fair and reasonable access to the internet; and  
4

5 WHEREAS, "Net Neutrality Principles" means the adherence of  
6 broadband and internet service providers to the following:  
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8 (1) Providing access to all lawful content and  
9 applications regardless of the source;  
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11 (2) Treating all data fairly without favoring or blocking  
12 particular products or websites and without hindering,  
13 throttling, restricting, or prioritizing internet  
14 content, applications, or certain data streams; and  
15

16 (3) Treating all data on the internet the same, without  
17 discriminating or charging differently by user,  
18 content, website, platform, application, service, type  
19 of attached equipment, method of communication,  
20 source, or ownership; and  
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22 WHEREAS, Hawai'i citizens rely on a free and open internet  
23 to participate in the democratic process; and  
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25 WHEREAS, it is in the best interest of the State to ensure  
26 that corporations do not impede competition, engage in deceptive  
27 consumer practices, and that they offer broadband internet  
28 services to customers on a non-discriminatory basis; and



1 WHEREAS, internet services without corporate influence will  
2 benefit consumer choices; and

3  
4 WHEREAS, net neutrality:

5  
6 (1) Creates an equal playing field for access to  
7 information for our keiki and students to support  
8 their educational development; and

9  
10 (2) Bridges the distance between our State, located in the  
11 middle of the Pacific Ocean, and other states, which  
12 significantly benefits our economy and communities by  
13 keeping our State open to innovation and economic  
14 growth; and

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16 WHEREAS, Hawai'i's Executive Order 18-02 requires net  
17 neutrality in contracts for internet-related services in state  
18 government agencies; and

19  
20 WHEREAS, it is the intent of the Legislature to assure that  
21 all necessary services in which the public relies, and which are  
22 provided through the internet must remain available to all  
23 citizens of the State; now, therefore,

24  
25 BE IT RESOLVED by the House of Representatives of the  
26 Twenty-ninth Legislature of the State of Hawaii, Regular Session  
27 of 2018, that the Public Utilities Commission is urged to adopt  
28 rules to enforce net neutrality requirements for broadband and  
29 internet service providers within the State, specifically  
30 prohibiting the following activities:

31  
32 (1) Blocking lawful content, applications, services, or  
33 nonharmful devices, regardless of the source;

34  
35 (2) Impairing or degrading lawful internet traffic on the  
36 basis of internet content, application, or service, or  
37 use of a nonharmful device, subject to reasonable  
38 network management practices;



- 1 (3) Hindering, throttling, restricting or prioritizing  
2 internet content, applications, or certain data  
3 streams;  
4
- 5 (4) Engaging in paid prioritization, or providing  
6 preferential treatment of some internet traffic to any  
7 internet customer;  
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- 9 (5) Unreasonably interfering with, or unreasonably  
10 disadvantaging, either a customer's ability to select,  
11 access, and use broadband internet access service or  
12 lawful internet content, applications, services, or  
13 devices of the customer's choice, or an edge  
14 provider's ability to make lawful content,  
15 applications, services, or devices available to a  
16 customer; and  
17
- 18 (6) Engaging in deceptive or misleading marketing  
19 practices that misrepresent the treatment of internet  
20 traffic or content to a customer; and  
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22 BE IT FURTHER RESOLVED that certified copies of this  
23 Resolution be transmitted to the Chair of the Public Utilities  
24 Commission.  
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OFFERED BY:



MAR - 9 2018

