STAND. COM. REP. NO. 753 -2

Honolulu, Hawaii

, 2020

FEB 0 7

RE: H.B. No. 2264

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committees on Economic Development & Business and Intrastate Commerce, to which was referred H.B. No. 2264 entitled:

"A BILL FOR AN ACT RELATING TO BROADBAND DEVELOPMENT,"

beg leave to report as follows:

The purpose of this measure is to:

- (1) Establish an Executive Office on Broadband Development, Hawaii Broadband Advisory Council, and Hawaii Broadband Advisory Council Special Fund to promote statewide access to broadband services and support broadband infrastructure development in the State; and
- (2) Appropriate funds for the Council to carry out its duties.

Your Committees received testimony in opposition to this measure from Keep Your Power; No Kohala CERT, Teens X2 Social, Temple of Healing & Education; We Are One, Inc.; Sanctuary of Mana Kea Gardens; and over one hundred individuals. Your Committees received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Budget and Finance; and The Civil Beat Law Center for the Public Interest.

Your Committees note that this measure is not connected to the use of 5G wireless technology and the intent is not to have your Committees facilitate 5G wireless technology through this measure. Instead, your Committees find that the emphasis and intent of this measure are to support broadband development through establishment of fiber optic cable, including cable landing infrastructure.

Your Committees further find that broadband development is essential to the economic development of Hawaii. With cable landing poised to reach Hawaii in the very near future, your Committees additionally find that submarine fiber optic cables may bypass Hawaii without government-funded support. Fiber optic cables will provide much needed high-speed Internet to communities around the Hawaiian islands, thus ensuring Hawaii remains relevant in an ever changing economic climate. Your Committees additionally find that fiber optic cables being necessary for advancing broadband in Hawaii have been found to be safe for both human and animal life and that such funding and has nothing to do with the promotion of wireless high frequency communication, known as 5G.

Your Committees have amended this measure by:

- (1) Removing language that would have established the Executive Office on Broadband Development, Hawaii Broadband Advisory Council, and Hawaii Broadband Advisory Council Special Fund, and appropriated funds for the Council;
- (2) Inserting language that appropriates an unspecified amount of general revenues of the State to the Department of Business, Economic Development, and Tourism for cable landing infrastructure, cable stations; horizontal bores; conduits; backhaul; permitting; planning and design; and administrative support;
- (3) Removing its repeal date; and
- (4) Changing its effective date to July 1, 2112, to encourage further discussion.

Should your Committee on Finance decide to hear this measure, your Committees respectfully request that it consider appropriating \$15,000,000 and requiring an additional amount of \$3,000,000 from private and federal sources for cable landing infrastructure, for a total of \$18,000,000.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2264, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2264, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committees on Economic Development & Business and Intrastate Commerce,

TAKASHI OHNO, Chair

ANGUS LEA MCKELVEY Chair

Record of Votes of the Committee on Economic Development & Business

Bill/Resolution No.: HB 2264	Committee Referral: EDB/IAU, CPC	FIN Dat	te: 2/5/2	020		
☐ The committee is reconsidering its prev		,				
1	unamended (as is) Pas short form bill with HD to recor	s, with amendment				
EDB Members	Ayes	Ayes (WR)	Nays	Excused		
1. McKELVEY, Angus L.K. (C)						
2. KITAGAWA, Lisa (VC)						
3. ELI, Stacelynn K.M.			7	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		
4. ICHIYAMA, Linda						
4. ICIIITANIA, Liida	The state of the s					
5. JOHANSON, Aaron Ling						
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6. QUINLAN, Sean						
and the second second						
7. YAMASHITA, Kyle T.						
8. MATSUMOTO, Lauren						
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TOTAL (8)	5	ϕ	ϕ	3		
The recommendation is: Ado If joint r	·	did not supp	oort recommendatio	n.		
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						

Record of Votes of the Committee on Intrastate Commerce

HB 2264	Committee Referral: EDB/I AC ₁ CPC, FIN		Date: 02/05/2020				
☐ 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)							
IAC Members	Ayes	Ayes (WR)	Nays	Excused			
1. OHNO, Takashi (C)							
				332 333 334 345 345 345 345 345 345 345 345			
2. KOBAYASHI, Dale T. (VC)							
2 CATES Code Assess				100			
3. GATES, Cedric Asuega							
4. KONG, Sam Satoru							
5. NISHIMOTO, Scott Y.							
6. TAKAYAMA, Gregg							
	er foreigner state of			5			
7. McDERMOTT, Bob							
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TOTAL (7)	5			2			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature:							
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