
A BILL FOR AN ACT

RELATING TO TELECOMMUNICATIONS.

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

1 SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:
4 "§46- Cellular phone antennas, towers, and structures;
5 permitting process; public hearing. The counties shall enact
6 ordinances and prescribe rules and administrative procedures for
7 the permitting of cell phone antennas, towers, and other
8 structures that exceed ten feet in height. The permitting
9 process shall require a public hearing on the application.
10 Notice for the public hearing shall include but not be limited
11 to requiring the applicant to mail a notice setting forth the
12 time and place of the public hearing to not less than two-thirds
13 of the owners and lessees of record of real estate and owners of
14 records of shares in a cooperative apartment or to those
15 individuals on the list of owners as provided by the managing
16 agent or governing body of the shareholders association situated
17 within a five hundred foot radius from the proposed location of
18 the cell tower, antenna, or structure."



1 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:


4 "§321- Cellular antennas; radio frequency radiation
5 emissions testing. The department of health shall:

- 6 (1) Periodically collect and analyze data on the emissions
- 7 of radio frequency radiation from cellular base
- 8 station antennas and antenna towers throughout the
- 9 State; and
- 10 (2) Detect and control conditions and exposures affecting
- 11 health that are associated with exposure to radio
- 12 frequency radiation emissions of cellular base station
- 13 antennas and antenna towers."

14 SECTION 3. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 

JAN 25 2006



HB 2787

Report Title:

Cellular Antennas; Radiation; County Permit

Description:

Mandates the collection and analysis of data on radio frequency radiation from cellular base station antennas and antenna towers. Mandates the counties to establish a permit process with public hearing requirements for cell phone towers, antennas, and other structures exceeding 10 feet in height.

