

Honolulu, Hawaii

Apr: 127 , 2007

RE: H.B. No. 116  
H.D. 2  
S.D. 1  
C.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2007  
State of Hawaii

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2007  
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 116, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to provide for the effective integration of facilities necessary for the provision of advanced wireless communications services by:

- (1) Establishing an application process for the siting of wireless communications facilities that encourages the placement of antennas on existing structures; and
- (2) Making wireless communication antennas a permitted use in the state agricultural district.



Your Committee on Conference finds that with the increasing use of wireless communications in everyday activities and for a variety of purposes, sufficient coverage and capacity of wireless networks is necessary to meet the daily needs of consumers.

Your Committee on Conference has amended this measure by:

- (1) Deleting the preamble;
- (2) Deleting the provisions establishing an application process for the siting of wireless communications facilities;
- (3) Clarifying that the construction and operation of wireless communication antennas is a permitted use within the state agricultural district, but that this permitted use does not authorize the construction of any new structure that is not deemed a permitted use within the state agricultural district;
- (4) Specifying that wireless communication antennas located within the state agricultural district may either be freestanding or placed upon or attached to an existing structure; and
- (5) Changing the effective date to July 1, 2007.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 116, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 116, H.D. 2, S.D. 1, C.D. 1.

Respectfully submitted on behalf  
of the managers:

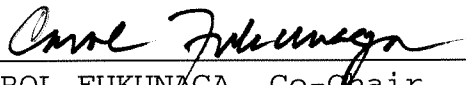
ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

  
\_\_\_\_\_  
BRIAN T. TANIGUCHI, Chair

  
\_\_\_\_\_  
ROBERT N. HERKES, Co-Chair



  
CAROL FUKUNAGA, Co-Chair

  
KYLE T. YAMASHITA, Co-Chair

  
MICHAEL Y. MAGAOAY, Co-Chair



CR 82

Hawaii State Legislature

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: HB 116, HD 2, SD 1	Date/Time: APRIL 26, 2007 2:14 PM
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The recommendation of the House and Senate managers is to pass with amendments (CD).

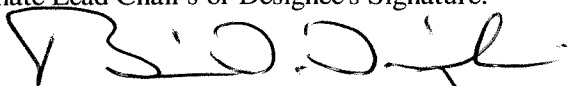

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
TANIGUCHI, Brian, Chr.	X				HERKES, Robert N., Co-Chr.	X			
FUKUNAGA, Carol, Co-Chr.				X	YAMASHITA, Kyle T., Co-Chr.				X
SLOM, Sam	X				MAGAOAY, Michael Y., Co-Chr.	X			
					THIELEN, Cynthia		X		
TOTAL	2			1	TOTAL	2	1		1

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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Distribution:      Original      Yellow      Pink      Goldenrod  
*File with Conference Committee Report      House Clerk's Office      Senate Clerk's Office      Drafting Agency*