

STAND. COM. REP. NO.

1602

Honolulu, Hawaii

APR 05 2007

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

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

Madam:

Your Committees on Commerce, Consumer Protection, and Affordable Housing and Economic Development and Taxation, to which was referred H.B. No. 116, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS,"

beg leave to report as follows:

The purpose of this measure is to ensure the safe and efficient integration of facilities necessary for the provision of advanced wireless communication services and to ensure the ready availability of reliable wireless service to public and government agencies and first-responders.

Your Committees received testimony in support of this measure from Cingular Wireless; Verizon Wireless; T-Mobile USA, Inc.; and Sprint Nextel. Testimony in opposition to this measure was submitted by the City and County of Honolulu's Department of Planning and Permitting and the Kailua Neighborhood Board.

Your Committees find that wireless communication service has become an integral and important part of consumers' daily lives. The intent of this measure is to ensure adequate coverage and sufficient wireless capacity on wireless networks by ensuring an efficient application and approval process for new wireless facilities.

Your Committees note the concerns raised by the City and County of Honolulu relating to, what the City and County of

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Honolulu perceives to be the measure's redundancy to county processes and a potential infringement of home rule, but believe this measure should move forward to encourage further discussion on those issues.


Your Committees have amended this measure by:

- (1) Amending chapter 205, Hawaii Revised Statutes, to allow wireless communication antennas to be a permitted use in the state agricultural district;
- (2) Making technical, nonsubstantive changes for the purposes of clarity and style; and
- (3) Changing the effective date to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Commerce, Consumer Protection, and Affordable Housing and Economic Development and Taxation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 116, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 116, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committees on Commerce,  
Consumer Protection, and  
Affordable Housing and Economic  
Development and Taxation,

  
\_\_\_\_\_  
CAROL FUKUNAGA, Chair

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



The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Commerce, Consumer Protection and Affordable Housing**  
**CPH**

Bill / Resolution No.:* <i>HB 116 HD2</i>	Committee Referral: <i>CPH/EDT</i>	Date: <i>4/4/2007</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will	✓			
IHARA, Jr., Les				✓
SAKAMOTO, Norman				✓
SLOM, Sam	✓			
<b>TOTAL</b>	<b>4</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;"><i>Amil Y. Ige</i></div>				
Distribution:            Original    Yellow    Pink File with Committee Report    Clerk's Office    Drafting Agency				

\*Only one measure per Record of Votes

The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Economic Development and Taxation**  
**EDT**

Bill / Resolution No.:*	Committee Referral:	Date:
HB 116, HD2	CPH/EDT	4/4/07

The committee is reconsidering its previous decision on this measure.  
 If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312    
  Pass, with amendments 2311    
 Hold 2310    
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
FUKUNAGA, Carol (C)				✓
ESPERO, Will (VC)	✓			
ENGLISH, J. Kalani	✓			
IGE, David Y.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	4			1

Recommendation:    
 Adopted    
 Not Adopted

Chair's or Designee's Signature:  


Distribution:    
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