

SENATE FLOOR AMENDMENT

FLOOR AMENDMENT NO. 7 Date APR 14 2009

TO: H.B. No. 984, H.D. 4, S.D. 1

SECTION 1. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 2 relating to the purpose of establishing the Hawaii broadband commissioner.

SECTION 2. House Bill No. 984, H.D. 4, S.D. 1, is amended by adding a new Section 2 that provides the department of commerce and consumer affairs with the authority to apply for and expend federal moneys received under the American Recovery and Reinvestment Act of 2009, federal funds from fiscal years 2009 and 2010 appropriation measures, and other applicable federal Acts. Also, authorizes the department to use these moneys for the purchase of broadband facilities, services, and equipment, to enter into contracts for broadband related projects, and for the purposes of the measure.

SECTION 3. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 3 that established a new chapter in Hawaii Revised Statutes to establish the Hawaii broadband commissioner.

SECTION 4. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Sections 4 through 53, that incorporated conforming amendments to the Hawaii Revised Statutes to accommodate the establishment of the Hawaii broadband commissioner as a new chapter in Hawaii Revised Statutes.

SECTION 5. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Sections 54 through 58, relating to the establishment of rules, policies, procedures, and similar guidelines to be developed by the department of commerce and consumer affairs and the public utilities commission and the transfer of positions, records, contracts, funds, etc., from the department to the commission related to the establishment of the Hawaii broadband commissioner.

SECTION 6. House Bill No. 984, H.D. 4, S.D. 1, is amended by replacing in Section 59 the Hawaii broadband commissioner with the director of commerce and consumer affairs who shall convene a work group to develop procedures for streamlined permitting functions that are applicable to the development of broadband services, and renumbering Sections 59 and 60 as Sections 3 and 4, respectively.

SECTION 7. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 61, relating to the requirement for the legislative reference bureau to review all relevant laws relating to broadband technology that currently exist in the Hawaii Revised Statutes.



SECTION 8. House Bill No. 984, H.D. 4, S.D. 1, is amended by adding a new Section 5 that establishes a subaccount in the compliance resolution fund to receive American Recovery and Reinvestment Act of 2009 moneys.

SECTION 9. House Bill No. 984, H.D. 4, S.D. 1, is amended by amending Section 62, by requiring the deposit of federal funds into a subaccount created under the compliance resolution fund, rather than the commissioner special fund and authorizing appropriations from that subaccount for fiscal years 2009-2010 and 2010-2011, and renumbering that section as Section 6.

SECTION 10. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting the authority of the Hawaii broadband commissioner to amend or repeal any decision or order executed by the public utilities commission prior to the enactment of this Act as contained in Section 64, and renumbering that section as Section 7.

Offered by: Carol Fukumaga () Carried
() Failed to Carry
() Withdrawn