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# A BILL FOR AN ACT

RELATING TO BROADBAND.

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

1           SECTION 1. (a) Notwithstanding any law, rule, or county  
2 ordinance to the contrary, from July 1, 2012, to June 30, 2017,  
3 any actions relating to the installation, improvement,  
4 construction, upgrading, or development of new or existing  
5 broadband facilities on county or state property shall be exempt  
6 from county permitting requirements and state permitting and  
7 approval requirements, including but not limited to the  
8 requirements of chapters 171, 205A, and 343, Hawaii Revised  
9 Statutes, except to the extent that the permitting or approval  
10 is required by federal law or is necessary to protect  
11 eligibility for federal funding, services, or other assistance.

12           (b) An entity taking any action under subsection (a) shall  
13 provide at least thirty days notice to the director of commerce  
14 and consumer affairs by electronically posting the proposed  
15 action on a website designated by the director; provided that  
16 notice need not be given by a public utility or government  
17 entity for an action relating to the installation, improvement,



1 construction, or development of broadband facilities where the  
2 action taken is to provide access for county or state functions.

3 (c) For purposes of this section, "broadband facilities"  
4 means infrastructure relating to broadband services or broadband  
5 technology, including the interconnection of cables, towers,  
6 antenna support structures, utility poles, and conduits.

7 SECTION 2. The director of commerce and consumer affairs  
8 shall submit a report to the legislature no later than twenty  
9 days prior to the convening of the regular session of 2016 that  
10 includes:

- 11 (1) Information on the number of permitting exemptions  
12 granted pursuant to this Act; and  
13 (2) Recommendations on whether to extend or modify the  
14 exemptions provided by this Act, including any  
15 proposed legislation.

16 SECTION 3. This Act shall take effect on July 1, 2012.

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INTRODUCED BY: 

JAN 23 2012



**Report Title:**

Broadband; Permits

**Description:**

Exempts the upgrading and new construction of broadband facilities on state and county property from state and county permitting processes. Effective 07/01/12 to 06/30/17.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

