

Honolulu, Hawaii

March 2, 2012

RE: H.B. No. 2325

H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 2325, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BROADBAND,"

begs leave to report as follows:

The purpose of this measure is to establish a 45-day time period in which the State or counties must approve, approve with modification, or disapprove applications for broadband-related permits, or else the broadband-related permit shall be deemed approved on the 46th day.

The Department of Transportation testified in support of this measure. Life of the Land, Sierra Club of Hawaii, and many individuals testified in opposition to this measure. The Department of Business, Economic Development, and Tourism; Department of Land and Natural Resources; Office of Planning; Hawaiian Electric Company; Hawaii Electric Light Company; Maui Electric Company; and Hawaiian Telcom commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the term "days" means business days;
- (2) Specifying that the definition of "broadband-related permits" also includes the landing of an undersea cable in relation to the installation, improvement,



construction, or development of infrastructure relating to broadband service or broadband technology;

- (3) Providing that the upgrading and replacement of, and access to, any utility pole in relation to a broadband-related permit application subject to this measure shall be in conformance with section 3 of Act 151, Session Laws of Hawaii 2011; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2325, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2325, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Finance,



MARCUS R. OSHIRO, Chair



