

Honolulu, Hawaii

March 16, 2012

RE: S.B. No. 2235
S.D. 2
H.D. 1

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

Sir:

Your Committee on Economic Revitalization & Business, to which was referred S.B. No. 2235, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO COMMUNICATIONS TECHNOLOGY,"

begs leave to report as follows:

The purpose of this measure, as received by your Committee, is to incorporate the recommendations of the Hawaii Broadband Task Force in the Hawaii State Plan to promote broadband services as critical infrastructure for communications.

For the purposes of a public hearing on this measure, your Committee circulated Proposed S.B. No. 2235, S.D. 2, H.D. 1 and notified the public that it would be accepting testimony on the proposal, which:

- (1) Requires that the State and the counties approve, approve with modification, or disapprove all broadband related permits within forty-five business days; and
- (2) Provides that if no action is taken, the application will be deemed approved on the forty-sixth business day.

Your Committee received testimony from the following organizations and individuals on S.B. No. 2235, S.D. 2, as received by your Committee, and on the proposed draft:



The Department of Business, Economic Development, and Tourism and the Department of Commerce and Consumer Affairs testified in support of this measure as received by your Committee.

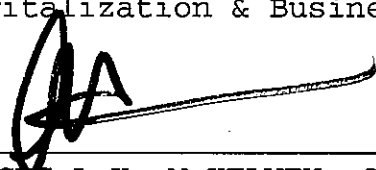
AT&T, Verizon, and Sandwich Isles Communications, Inc., testified in support of the proposed draft. The Department of Business, Economic Development, and Tourism; Department of Commerce and Consumer Affairs; Office of Planning; and Hawaiian Telcom testified in support of the intent of the proposed draft. Friends of Lanai and an individual testified in opposition to the proposed draft. The Department of Land and Natural Resources, Hawaiian Electric Company, Hawaii Electric Light Company, and Maui Electric Company provided comments on the proposed draft.

Your Committee has amended this measure by:

- (1) Adopting the contents of the proposed draft;
- (2) Changing the forty-five day approval period to sixty days;
- (3) Changing the effective date to July 1, 2112, to encourage further discussion of this issue; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2235, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2235, S.D. 2, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Economic
Revitalization & Business,



ANGUS L.K. MCKELVEY, Chair



