

Honolulu, Hawaii

April 5, 2012

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

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

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the State and the counties to approve, approve with modification, or disapprove all broadband-related permits within 60 business days; and
- (2) Provide that if no action is taken, the application will be deemed approved on the 61st business day.

Sandwich Isles Communications, Inc., testified in support of this measure. The Department of Commerce and Consumer Affairs; Department of Business, Economic Development, and Tourism; Department of Land and Natural Resources; Office of Planning; Public Utilities Commission; Hawaiian Telcom; Verizon; AT&T; Hawaiian Electric Company; Hawaii Electric Light Company; and Maui Electric Company commented on this measure.

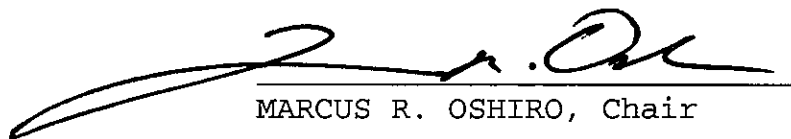


Your Committee has amended this measure by:

- (1) Stipulating that with respect to any State or county project relating to the installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology, prior to any public notice or public hearing required under law, the owner or owners of a property within a radius of 50 yards of the project shall be notified of the project;
- (2) Requires a public utility to use reasonable best efforts to comply with all applicable safety and engineering requirements relating to the installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology; and
- (3) 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 S.B. No. 2235, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2235, S.D. 2, H.D. 2.

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



MARCUS R. OSHIRO, Chair



