

STAND. COM. REP. NO.

244

Honolulu, Hawaii

FEB 16 2011

RE: S.B. No. 583

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 583 entitled:

"A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the Director of Commerce and Consumer Affairs to designate an access organization to oversee the development, operation, supervision, management, production, and broadcasting of programs of public, educational, or governmental access facilities not subject to public procurement requirements.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Americans for Democratic Action/Hawai'i, Akaku: Maui Community Television, Ho'ike: Kauai Community Television, Inc., Maui Film Festival, Media Council of Hawai'i, Community Alliance on Prisons, 'Olelo Community Media, The Comedy Hui, MCCFDIA, and thirty-four individuals. Your Committee received testimony in opposition to this measure from the State Procurement Office.

Your Committee finds that the Senate has long supported the policy embodied in this measure. Your Committee further finds that the public procurement process is particularly unsuited to the concerns and needs of the community media system because it does not allow for consideration of issues regarding public participation, quality of programming, diversity of viewpoints, and other matters unique to the mission of public access media. In the context of public access media, the procurement process is

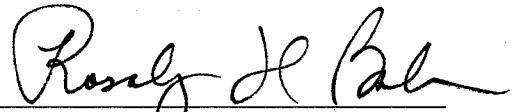
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inefficient, wasteful, and unproductive. Your Committee also finds that this measure empowers the Director of Commerce and Consumer Affairs to exercise sufficient oversight of community media providers and that this function is an appropriate exercise of the Director of Commerce and Consumer Affairs' authority.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 583 and recommends that it pass Second Reading and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce and  
Consumer Protection,




ROSALYN H. BAKER, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 583	CPN, WAM	2/11/2011		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313	
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
GALUTERIA, Brickwood	✓			
GREEN, M.D., Josh	✓			
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	7			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b>	Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy

\*Only one measure per Record of Votes