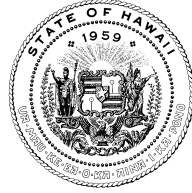


**LATE**



**NEIL ABERCROMBIE**  
GOVERNOR

**BRIAN SCHATZ**  
LT. GOVERNOR

**STATE OF HAWAII  
OFFICE OF THE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

335 MERCHANT STREET, ROOM 310

P.O. Box 541

HONOLULU, HAWAII 96809

Phone Number: 586-2850

Fax Number: 586-2856

[www.hawaii.gov/dcca](http://www.hawaii.gov/dcca)

**KEALI'I S. LOPEZ**  
DIRECTOR

**TO THE SENATE COMMITTEES ON  
ECONOMIC DEVELOPMENT AND TECHNOLOGY  
AND  
COMMERCE AND CONSUMER PROTECTION**

**TWENTY-SIXTH LEGISLATURE  
Regular Session of 2012**

Date: March 16, 2012

Time: 1:15 p.m.

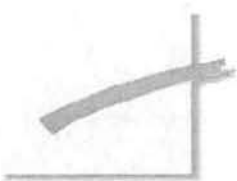
**WRITTEN TESTIMONY ON  
HB 2325 HD2- RELATING TO BROADBAND  
By Donn Yabusaki, Cable Television Administrator  
Department of Commerce and Consumer Affairs.**

**TO THE HONORABLE CAROL FUKUNAGA AND ROSALYN H. BAKER, CHAIRS,  
AND MEMBERS OF THE COMMITTEES:**

The Department appreciates the opportunity to express its support for the general intent of H.B. No. 2325 HD2, which is to accelerate the deployment of broadband infrastructure throughout the State.

However, because of the broad implications of the deemed automatic approval forty-five days after submission of an application for broadband related permits, the Department defers to the appropriate departments and agencies on the impact of this bill.

Late



# THE LEAGUE OF WOMEN VOTERS OF HAWAII

TESTIMONY ON HB 2325, HD2 RELATING TO BROADBAND

Committee on Economic Development and Technology  
Senator Carol Fukunaga, Chair  
Senator Glenn Wakai, Vice Chair

Committee on Commerce and Consumer Protection  
Senator Rosalyn H. Baker, Chair  
Senator Brian T. Taniguchi, Vice Chair

Friday, March 16, 2012  
1:15 p.m. Conf. Rm. 016

Testimony by Jean Aoki, LWV Legislative Committee member,

Chair Fukunaga, Chair Baker, Vice Chair Wakai, Vice Chair Taniguchi, members of EDT and CPN,

While we have no expertise in permitting laws, we look with askance at allowing applications for any projects funded by taxpayers to be deemed approved without any action by those in position to make the judgments if action is not taken withing a giv

HB 2325, HD2 is more disturbing because it allows applications for broadband related permits to be deemed approved if no action is taken within what seems like a very brief amount of time, especially since the permits are for actions like "installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology including the interconnection of telecommunications cables, cable installation, tower construction, undersea boring, or the landing of an undersea cable.

Then there is the provision that "No action shall be prosecuted or maintained against the State, its officials, or employees on account of actions taken in reviewing, approving modifying, or disapproving a permit application." While it is true that many a project is delayed because of seemingly unnecessary court challenges, wouldn't this provision plus the allowance of approval of permits without any action remove all accountability on the part of government and not allow public input in activities that impact the natural or urban environments.

Please give this bill serious thought before approving it.

Thank you for allowing us to testify on this bill.

## fukunaga2 - Ashley-Jane

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, March 16, 2012 9:18 AM  
**To:** EDTTestimony  
**Cc:** Robynp@hawaii.edu  
**Subject:** Testimony for HB2325 on 3/16/2012 1:15:00 PM

Testimony for EDT/CPN 3/16/2012 1:15:00 PM HB2325

Conference room: 016  
Testifier position: Oppose  
Testifier will be present: No  
Submitted by: Robyn Petterson  
Organization: Individual  
E-mail: [Robynp@hawaii.edu](mailto:Robynp@hawaii.edu)  
Submitted on: 3/16/2012

**Comments:**

Aloha,

I appreciate the effort to increase economic gain for our state, however I oppose this bill. Taking environmental review out of decision making threatens the welfare of our natural ecosystems. Please keep our rules on place to protect Hawaii.

Robyn Petterson