

STAND. COM. REP. NO.

1321

Honolulu, Hawaii

APR 05 2013

RE: H.B. No. 635  
H.D. 2  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committees on Commerce and Consumer Protection and  
Judiciary and Labor, to which was referred H.B. No. 635, H.D. 2,  
S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BROADBAND,"

beg leave to report as follows:

The purpose and intent of this measure is to expedite the  
approval process for broadband-related permits while maintaining  
utility pole public safety standards by:

- (1) Requiring the State and the counties to approve, approve  
with modification, or disapprove all broadband-related  
permits within specified timeframes;
- (2) Specifying that applicants shall comply with all  
applicable safety and engineering requirements relating  
to broadband-related infrastructure; and
- (3) Ensuring that the Federal Communications Commission and  
the Public Utilities Commission have authority over  
utility pole weight capacity limits.

Your Committees received testimony in support of this measure  
from the Department of Business, Economic Development, and  
Tourism; Public Utilities Commission; Hawaiian Electric Company,  
Inc.; Hawaiian Telcom; TW Telecom Inc.; and Oceanic Time Warner  
Cable.

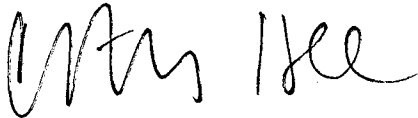
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Your Committees find that increased broadband capacity is critical for businesses and the growth of Hawaii's economy. This measure streamlines the current permit review process, which will encourage the timely deployment of advanced broadband services throughout the State. This measure also acknowledges that applicants for broadband-related permits must comply with safety and engineering requirements for utility poles and associated equipment that are affected by broadband-related installations and actions.

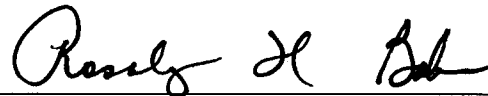
As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 635, H.D. 2, S.D. 1, and recommend that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committees on Commerce and  
Consumer Protection and  
Judiciary and Labor,



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CLAYTON HEE, Chair



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ROSALYN H. BAKER, Chair





The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 635, HD 2, SD 1	TEC/PSM, CPN/JDL	4/3/13		
<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
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	5			
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes