

STAND. COM. REP. NO.

630

Honolulu, Hawaii

MAR 01 2013

RE: S.B. No. 1236
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 Economic Development, Government Operations and Housing, Technology and the Arts, and Public Safety, Intergovernmental and Military Affairs, to which was referred S.B. No. 1236 entitled:

"A BILL FOR AN ACT RELATING TO FIBER OPTICS,"

beg leave to report as follows:

The purpose and intent of this measure is to require the installation of fiber optic cable systems in new single-family, duplex, condominium, and apartment dwellings by precluding the issuance of a building permit unless the new single-family, duplex, condominium, or apartment dwelling includes a fiber optic cable system that meets requirements to be established by rule.

Your Committees received testimony in support of this measure from the Office of Information Management and Technology, Hawaiian Telcom, and one individual. Your Committees received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs and the Building Industry Association of Hawaii.

Your Committees find that it is important to promote the development and expansion of advanced broadband systems in Hawaii because they enhance disaster management capabilities, emergency services, information access, and public communication and drive opportunities for business, education, and health care. Your Committees also believe that the use of incentives may help in advancing the development and expansion of broadband systems. Your Committees are concerned, however, about placing an undue



financial burden on homeowners who may never need or be able to use broadband systems or who may live in areas better served by technologies other than broadband systems.

Your Committees have amended this measure by:

- (1) Making the measure applicable to new condominiums subject to chapter 514B, Hawaii Revised Statutes, and new planned communities, rather than to new single-family, duplex, condominium, or apartment dwellings; and
- (2) Changing the effective date to January 1, 2018, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Economic Development, Government Operations and Housing, Technology and the Arts, and Public Safety, Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1236, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1236, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committees on Economic Development, Government Operations and Housing, Technology and the Arts, and Public Safety, Intergovernmental and Military Affairs,



GLENN WAKAI, Chair



DONOVAN M. DELA CRUZ, Chair

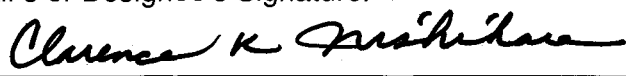


WILL ESPERO, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Technology and the Arts
TEC

Bill / Resolution No.:*	Committee Referral:	Date:		
JB 1236	EGH/TEC/PSM	2/27/13		
<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 type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	/			
NISHIHARA, Clarence K. (VC)	/			
GABBARD, Mike				/
TOKUDA, Jill N.				/
SLOM, Sam	oo		/	
TOTAL	2	0	1	2
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

The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* SB 1236	Committee Referral: EGH/TEC/PSM	Date: 2-27-13		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
GALUTERIA, Brickwood				✓
GREEN, Josh				✓
SLOM, Sam			✓	
TOTAL	2	-	1	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

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