

Honolulu, Hawaii

MAR 06 2018

RE: S.C.R. No. 26

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Economic Development, Tourism, and Technology, to which was referred S.C.R. No. 26 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE FEDERAL COMMUNICATIONS COMMISSION TO ESTABLISH REGULATIONS TO REQUIRE ALL CELLULAR PHONES TO RECEIVE EMERGENCY ALERTS WITHOUT AN OPTION TO OPT OUT OF RECEIVING EMERGENCY ALERT MESSAGES AND WITHOUT ANY ADDED COSTS TO SERVICE PLANS,"

beg leave to report as follows:

The purpose and intent of this measure is to request the Federal Communications Commission to establish regulations to require all cellular phones to receive emergency alerts without an option to opt out of receiving emergency alert messages and without any added costs to service plans.

Your Committees received testimony in support of this measure from the Hawaii Emergency Management Agency and one individual.

Your Committees find that it is critical that a reliable and timely communication system is in place for disseminating information to the public about matters of national and local concern, including natural disasters, severe weather, and other local civic emergencies. The events of January 13, 2018, where the Hawaii Emergency Management Agency erroneously dispatched an incoming ballistic missile warning alert to citizens and visitors across the State, revealed a critical flaw in the emergency



warning system. Although the warning sent that day was a mistake, some citizens and visitors received neither the warning nor the subsequent false alarm message on their cellular phones. This occurred because cellular phone owners are able to opt out of receiving certain wireless emergency alerts. Your Committees find that allowing cellular phone owners the capability to opt out of these critical warnings creates a dangerous and unnecessary risk for the public. Therefore, your Committees request that the Federal Communications Commission establish regulations to require all cellular phones to receive wireless emergency alerts without an option to opt out of receiving such emergency alert messages and without any added costs to service plans.

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Economic Development, Tourism, and Technology that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 26 and recommend that it be referred to your Committee on Commerce, Consumer Protection, and Health.

Respectfully submitted on  
behalf of the members of the  
Committees on Public Safety,  
Intergovernmental, and Military  
Affairs and Economic  
Development, Tourism, and  
Technology,



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GLENN WAKAI, Chair



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CLARENCE K. NISHIHARA, Chair



The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

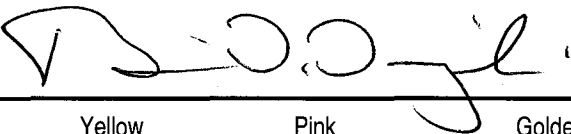
**Record of Votes**  
**Committee on Public Safety, Intergovernmental, and Military Affairs**  
**PSM**

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------|-------------------------|----------|----------|
| Bill / Resolution No.:*<br><b>SCB 26</b>                                                                                                                                                                         | Committee Referral:<br><b>PSM/ETT,CPH</b> | Date:<br><b>2/27/18</b> |          |          |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____                                                                |                                           |                         |          |          |
| The Recommendation is:<br><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  |
| NISHIHARA, Clarence K. (C)                                                                                                                                                                                       | ✓                                         |                         |          |          |
| WAKAI, Glenn (VC)                                                                                                                                                                                                | ✓                                         |                         |          |          |
| BAKER, Rosalyn H.                                                                                                                                                                                                | ✓                                         |                         |          |          |
| IHARA, Jr., Les                                                                                                                                                                                                  |                                           |                         |          | ✓        |
| THIELEN, Laura H.                                                                                                                                                                                                |                                           |                         |          | ✓        |
| <b>TOTAL</b>                                                                                                                                                                                                     | <b>3</b>                                  | <b>0</b>                | <b>0</b> | <b>2</b> |
| 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

The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Economic Development, Tourism, and Technology**  
**ETT**

| Bill / Resolution No.:*                                                                                                                                                                                                  |  | Committee Referral:                                    |          | Date:                                 |         |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------------------------|----------|---------------------------------------|---------|
| SCR 26                                                                                                                                                                                                                   |  | PSM / ETT, CPH                                         |          | 2/27/18                               |         |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____                                                                        |  |                                                        |          |                                       |         |
| The Recommendation is:                                                                                                                                                                                                   |  |                                                        |          |                                       |         |
| <input checked="" type="checkbox"/> Pass, unamended<br>2312                                                                                                                                                              |  | <input type="checkbox"/> Pass, with amendments<br>2311 |          | <input type="checkbox"/> Hold<br>2310 |         |
| <input type="checkbox"/> Recommit<br>2313                                                                                                                                                                                |  |                                                        |          |                                       |         |
| Members                                                                                                                                                                                                                  |  | Aye                                                    | Aye (WR) | Nay                                   | Excused |
| WAKAI, Glenn (C)                                                                                                                                                                                                         |  | ✓                                                      |          |                                       |         |
| TANIGUCHI, Brian T. (VC)                                                                                                                                                                                                 |  | ✓                                                      |          |                                       |         |
| BAKER, Rosalyn H.                                                                                                                                                                                                        |  | ✓                                                      |          |                                       |         |
| GALUTERIA, Brickwood                                                                                                                                                                                                     |  |                                                        |          |                                       | ✓       |
| THIELEN, Laura H.                                                                                                                                                                                                        |  |                                                        |          |                                       | ✓       |
|                                                                                                                                                                                                                          |  |                                                        |          |                                       |         |
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| <b>TOTAL</b>                                                                                                                                                                                                             |  | 3                                                      | 0        | 0                                     | 2       |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted                                                                                                                         |  |                                                        |          |                                       |         |
| Chair's or Designee's Signature:                                                                                                     |  |                                                        |          |                                       |         |
| <b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod<br>File with Committee Report    Clerk's Office            Drafting Agency        Committee File Copy |  |                                                        |          |                                       |         |

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