

1 chapter; provided that any staff employed pursuant to this
2 section shall be exempt from chapter 76.

3 **§ -3 Hawaii broadband office; duties.** In furtherance of
4 the State's objectives and policies for the economy pursuant to
5 section 226-10.5, the office shall:

6 (1) Develop and implement specific strategies and plans to
7 aggressively increase broadband affordability,
8 penetration, and competitive availability in the
9 State;

10 (2) Support the efforts of both public and private
11 entities in Hawaii to enhance or facilitate the
12 deployment of and access to competitively priced,
13 advanced electronic communications services, including
14 broadband and its products and services and internet
15 access services of general application throughout
16 Hawaii;

17 (3) Promote the landing of trans-Pacific submarine cable,
18 including the development of a shared access cable
19 station and associated terrestrial connectivity to
20 reduce barriers to fiber landing in Hawaii;



- 1 (4) Promote, advocate, and facilitate the implementation
2 of the findings and recommendations of the Hawaii
3 broadband task force established by Act 2, First
4 Special Session Laws of Hawaii 2007; and
- 5 (5) Actively seek out funding from private and public
6 sources in furtherance of the office's duties pursuant
7 to this chapter.
- 8 **§ -4 Broadband planning and coordination; cooperation.**
- 9 (a) The office shall:
- 10 (1) Seek input and the widest possible cooperation from
11 public and private agencies and individuals to achieve
12 the purposes of this chapter;
- 13 (2) Promote coordinated broadband planning; and
- 14 (3) To the extent feasible, incorporate the ideas and
15 suggestions of broadband stakeholders in the office's
16 planning directives.
- 17 (b) Nothing in this chapter shall be construed to delegate
18 or detract in any way from the functions, powers, and duties
19 conferred by law or rule on any department or agency of the
20 State or county."



1 SECTION 2. Act 199, Session Laws of Hawaii 2010, as
2 amended by section 5, Act 151, Session Laws of Hawaii 2011, as
3 amended by section 2, Act 23, Session Laws of Hawaii 2016, is
4 amended by amending section 3 to read as follows:

5 "SECTION 3. [~~Telework promotion; broadband assistance~~]
6 Broadband advisory council; establishment; purpose. (a) The
7 director of [~~commerce and consumer affairs~~] business, economic
8 development, and tourism, or the director's designee, shall
9 convene and chair the broadband [~~assistance~~] advisory council to
10 advise the director of [~~commerce and consumer affairs~~] business,
11 economic development, and tourism on policy [~~and funding~~
12 ~~priorities~~] to promote [~~and encourage use of telework~~
13 ~~alternatives for public and private employees,~~] and expedite
14 deployment of affordable and accessible broadband services in
15 Hawaii.

16 (b) The council shall be composed of [~~the director of~~
17 ~~commerce and consumer affairs, or the director's designee,~~] the
18 director of business, economic development, and tourism, or the
19 director's designee; and the following [~~twelve~~] ten members who
20 shall be equally appointed by the president of the senate and by
21 the speaker of the house of representatives as follows:



- 1 (1) Two members of the senate, appointed by the president
2 of the senate;
- 3 (2) Two members of the house of representatives, appointed
4 by the speaker of the house of representatives;
- 5 (3) [~~Four~~] Two representatives of federal, state, and
6 county government entities having a role in
7 infrastructure deployment [~~management of public~~
8 ~~rights of way, regulation, and franchising,~~],
9 information technology [~~management of~~], and economic development;
10 and
- 11 (4) Four representatives of Hawaii's private sector
12 technology, telecommunications, and investment
13 industries.

14 In making appointments pursuant to subsection (b) (1) through
15 (b) (3), the president of the senate and the speaker of the house
16 of representatives shall ensure representation of each of the
17 counties of Hawaii, Maui, and Kauai, and the city and county of
18 Honolulu by one or more appointed members. Except for the
19 [~~director of commerce and consumer affairs and~~] the director of
20 business, economic development, and tourism, all members shall
21 serve for a term of four years. Notwithstanding any law to the



1 contrary, the terms of all members as of July 1, 2016, shall
2 expire on June 30, 2019; and, each subsequent four-year term
3 shall commence on July 1, and expire on June 30 every four years
4 thereafter. Any member of the council whose term has expired
5 may continue to serve as a holdover member until reappointment
6 or until a successor is appointed. Any vacancies occurring in
7 the membership of the advisory council shall be filled for the
8 remainder of the unexpired term in the same manner as the
9 original appointments.

10 (c) The director of [~~commerce and consumer affairs~~]
11 business, economic development, and tourism, or the director's
12 designee, shall serve as chairperson of the council. The
13 chairperson may designate representatives of other interested
14 public or private sector organizations to serve as members of
15 the council, or as members of the work groups of the council to
16 address specified issues on an ad hoc basis, as the chairperson
17 deems necessary. The council shall meet at times as may be
18 called by the chairperson. Members and ad hoc members shall be
19 reimbursed for reasonable expenses, including travel expenses,
20 necessary for the performance of their duties. Administrative
21 support to the council shall be provided by the department of



1 ~~[commerce and consumer affairs.]~~ business, economic development,
2 and tourism.

3 (d) The council shall:

4 (1) Monitor the broadband-based development efforts of
5 other states and nations in areas such as business [~~7~~
6 ~~education, and health,~~] and economic development;

7 (2) Advise the department on other states' best practices
8 [~~involving telework promotion and policies]~~ and
9 strategies related to making affordable broadband
10 services available to every Hawaii [~~home and~~
11 business;

12 (3) Monitor broadband-related activities at the federal
13 level;

14 (4) Monitor [~~regulatory and~~] policy changes for potential
15 impact on broadband deployment and sustainability in
16 Hawaii; [~~and~~]

17 (5) Encourage public-private partnerships and
18 collaborations to increase the deployment and adoption
19 of broadband services and applications [~~7~~]; and

20 (6) Advise the director of business, economic development,
21 and tourism on broadband deployment."



1 SECTION 3. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$ or so much
3 thereof as may be necessary for fiscal year 2019-2020 and the
4 same sum or so much thereof as may be necessary for fiscal year
5 2020-2021 for the creation and staffing of the Hawaii broadband
6 office, including the establishment of two full-time equivalent
7 (2.00 FTE) positions that are exempt from chapter 76, Hawaii
8 Revised Statutes.

9 The sums appropriated shall be expended by the department
10 of business, economic development, and tourism for the purposes
11 of this Act.

12 SECTION 4. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 5. This Act shall take effect on July 1, 3000.



Report Title:

DBEDT; Hawaii Broadband Office; Broadband Advisory Council;
Appropriation

Description:

Establishes the Hawaii Broadband Office within DBEDT.
Establishes the position of State Broadband Strategy Officer.
Requires the Director of DBEDT to convene and chair the
Broadband Advisory Council and amends Council purpose and
membership. Appropriates funds. (HB533 HD2)

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