

STAND. COM. REP. NO.

492

Honolulu, Hawaii

FEB 15 , 2023

RE: H.B. No. 1029

H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1029 entitled:

"A BILL FOR AN ACT RELATING TO THE USE OF ELECTRONIC FILING BY THE PUBLIC UTILITIES COMMISSION,"

begs leave to report as follows:

The purpose of this measure is to authorize the electronic filing of documents by and with the Public Utilities Commission.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Public Utilities Commission; Young Brothers, LLC; and Hawaiian Telcom.

Your Committee finds that Act 72, Session Laws of Hawaii 2021 (Act 72), authorized the Public Utilities Commission to use certain electronic filing processes along with certain electronic service of documents. However, your Committee further finds that Act 72 did not address all areas under the jurisdiction of the Public Utilities Commission. As such, certain provisions in the statutory chapters for utilities, motor carriers, and water carriers still do not allow for electronic filing or electronic service. This measure makes various housekeeping amendments to fully authorize electronic filing and accompanying electronic transmission of service of process by the Public Utilities Commission and parties within its jurisdiction.

2023-1558 HB1029 HD1 HSCR HMSO



Your Committee has amended this measure by:

- (1) Specifying that, for purposes of the Motor Carrier Law and Hawaii Water Carrier Law, a document filed by electronic means is equivalent to an original document;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1029, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1029, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



MARK M. NAKASHIMA, Chair



State of Hawaii  
House of Representatives  
The Thirty-second Legislature

HSCR 492

**Record of Votes of the Committee on Consumer Protection & Commerce**

<b>Bill/Resolution No.:</b> <i>HB1029</i>	<b>Committee Referral:</b> <i>CPC, FIN</i>	<b>Date:</b> <i>2-9-23</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	/			
2. SAYAMA, Jackson D. (VC)	/			
3. AMATO, Terez	/			
4. BELATTI, Della Au	/			
5. HASHEM, Mark J.	/			
6. HUSSEY-BURDICK, Natalia	/			
7. GATES, Cedric Asuega	/			
8. LOWEN, Nicole E.	/			
9. ONISHI, Richard H.K.	/			
10. TAM, Adrian K.	/			
11. PIERICK, Elijah	/			
<b>TOTAL (11)</b>	11			
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				