

Honolulu, Hawaii
Aj-D11 , 2008

RE: H.C.R. No. 105
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred
H.C.R. No. 105 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE MAYOR AND THE
DIRECTOR OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF
HONOLULU AND OAHU TRANSIT SERVICES, INC., TO CONSIDER ADDING
AN ADDITIONAL BUS STOP ON FARRINGTON HIGHWAY FRONTING
MOUNTAINSIDE OF THE HAWAII MEDICAL CENTER WEST ON FARRINGTON
HIGHWAY, "

begs leave to report as follows:

The purpose of this concurrent resolution, as received by
your Committee, is to work towards providing an easier and safer
access to public transportation in West Oahu by requesting the
Mayor, the Director of Transportation Services of the City and
County of Honolulu, and Oahu Transit Services, Inc., to consider
adding an additional bus stop on Farrington Highway fronting the
mountainside of the Hawaii Medical Center on Farrington Highway.

Prior to the hearing, your Committee drafted and posted a
proposed H.D. 1 for which testimony was accepted. As amended,
this concurrent resolution attempts to address concerns raised
regarding the future of Hawaii's inter-island airline industry by
strongly urging the United States Congress to enact federal
legislation to allow Hawaii to regulate air carriers operating
between the islands in the state under Chapter 261C, Hawaii
Revised Statutes.



A concerned individual supported the proposed H.D. 1.

The recent demise of Aloha Airlines (Aloha) has placed the inter-island airline market in a precarious position. Although a number of air carriers currently exist, their total carrying capacity is not sufficient to replace the amount of airline lift that was lost with the departure of Aloha. While the federal Airline Deregulation Act of 1978 preempted states from regulating inter-state air transportation, Hawaii is in an unique situation. The United States Department of Transportation (USDOT) currently views inter-island air travel as inter-state transport by virtue of the certification that air carriers servicing the islands receive from USDOT.

However, air transportation is the primary means by which residents and visitors travel between the major islands of our state. In essence Hawaii's airspace is its inter-state highway system. Disruption or loss of this means of transportation will severely impact the residents of Hawaii and may seriously affect the economy of the State. Thus, your Committee finds that it is necessary that Hawaii be allowed to regulate inter-island air carriers. As enactment of federal legislation is necessary to allow Hawaii to do this, Congress should be urged to enact such legislation.

Accordingly, your Committee has amended this concurrent resolution by adopting the language contained in the proposed H.D. 1. As amended, this measure strongly urges the United States Congress to enact federal legislation to allow Hawaii to regulate air carriers operating between islands in the state through the implementation of state regulatory statutes.

Additionally, your Committee has amended this measure by:

- (1) Changing its title to read: "STRONGLY URGING THE UNITED STATES CONGRESS TO ENACT FEDERAL LEGISLATION TO ALLOW HAWAII TO REGULATE AIR CARRIERS OPERATING BETWEEN ISLANDS IN THE STATE UNDER THE HAWAII REVISED STATUTES"; and
- (2) Making technical, nonsubstantive amendments for purposes of clarity, consistency, and style.



As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 105, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 105, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Transportation,



JOSEPH M. SOUKI, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 1866-08

Record of Votes of the Committee on Transportation

Bill/Resolution No.: HCR 105	Committee Referral: TRN	Date: 9 MARCH 2008		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <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)				
TRN Members	Ayes	Ayes (WR)	Nays	Excused
1. SOUKI, Joseph M. (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. EVANS, Cindy	/			
4. HAR, Sharon E.	/			
5. LEE, Marilyn B.	/			
6. LUKE, Sylvia	/			
7. McKELVEY, Angus L.K.				/
8. NAKASONE, Bob				/
9. SONSON, Alex M.	/			
10. TAKAMINE, Dwight Y.				/
11. TAKUMI, Roy M.	/			
12. MEYER, Colleen Rose				/
13. PINE, Kymberly Marcos				/
TOTAL (13)	8			5
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				