

Honolulu, Hawaii

March 16, 2012

RE: S.B. No. 2433
S.D. 2
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committees on Economic Revitalization & Business and
Tourism, to which was referred S.B. No. 2433, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CHALLENGE COURSE TECHNOLOGY,"

beg leave to report as follows:

The purpose of this measure is to require the permitting and
inspection by the Department of Labor and Industrial Relations of
ziplines and canopy tours in Hawaii.

Piholo Ranch Zipline and an individual testified in support
of this measure. The Representative from the First Representative
District of the State of Hawaii testified in support of this
measure with amendments. The Department of Labor and Industrial
Relations and the Department of Commerce and Consumer Affairs
provided comments on this measure.

Your Committees have amended this measure by:

- (1) Removing the requirement that zipline and canopy tours
obtain permits and inspections from the Department of
Labor and Industrial Relations;
- (2) Requiring that zipline and canopy tours obtain a
certificate of insurance from the operator's insurance
provider;



- (3) Requiring that the insurance provider or qualified challenge course professional inspector approved by the insurance provider verify annually that the zipline or canopy tour is in compliance with approved challenge course standards;
- (4) Requiring that the certificate of insurance shall appear in all publicity material, websites, and advertising by the operator;
- (5) Requiring an operator to notify county or state officials of any fatality or accident that resulted in serious physical injury or illness that occurred during a person's use or operation of the zipline or canopy tour;
- (6) Requiring that the Legislative Auditor conduct a sunrise study on the regulation of zipline and canopy tours;
- (7) Changing the effective date to July 1, 2112, to facilitate further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Economic Revitalization & Business and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2433, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2433, S.D. 2, H.D. 1, and be referred to the Committees on Consumer Protection & Commerce and Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Economic
Revitalization & Business and
Tourism,



TOM BROWER, Chair



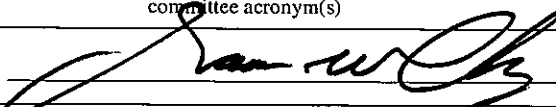
ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR 1081-12

Record of Votes of the Committee on Economic Revitalization & Business

Bill/Resolution No.: SB 2433, SD 2 (SSCR 2624)	Committee Referral: ERB/TOW, CPC/JUD, FIN	Date: 3/15/12		
<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)				
ERB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. AWANA, Karen L.	✓			
4. BROWER, Tom	✓			
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. NISHIMOTO, Scott Y.	✓			
8. TOKIOKA, James Kunane	✓			
9. TSUJI, Clift	✓			
10. MARUMOTO, Barbara C.	✓			
11. PINE, Kymberly Marcos				✓
TOTAL (11)	10	-	-	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR 1081-12

Record of Votes of the Committee on Tourism

Bill/Resolution No.: <i>SB 2433, SD2</i>	Committee Referral: <i>ERB/TOU, CRC, BUD, FIN</i>	Date: <i>3/15/2012</i>		
<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)				
TOU Members	Ayes	Ayes (WR)	Nays	Excused
1. BROWER, Tom (C)	✓			
2. TOKIOKA, James Kunane (VC)	✓			
3. AWANA, Karen L.	✓			
4. CHOY, Isaac W.	✓			
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NISHIMOTO, Scott Y.	✓			
9. TSUJI, Clift	✓			
10. CHING, Corinne W.L.				✓
11. MARUMOTO, Barbara C.	✓			
TOTAL (11)	10			1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ committee member(s) did not support recommendation.				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				