

# HCR118

**Measure Title:** REQUESTING A SUNRISE REVIEW OF REGULATIONS FOR ZIPLINES AND CANOPY TOURS.

**Report Title:** Ziplines; Canopy Tours; Sunrise Review

**Description:**

**Companion:**

**Package:** None

**Current Referral:** CPN/EDT

**Introducer(s):** MCKELVEY, CHANG, NAKASHIMA, RHOADS, Herkes

<u>Sort by Date</u>		Status Text
3/13/2012	H	To be offered.
3/14/2012	H	Offered
3/15/2012	H	Referred to ERB, LMG, referral sheet 47
3/27/2012	H	Resolution scheduled to be heard by ERB on Thursday, 03-29-12 8:30AM in conference room 312.
3/29/2012	H	The committees on ERB recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 7 Ayes: McKelvey, Choy, Awana, Evans, Hashem, Tsuji, Marumoto; Ayes with reservations: none; 0 Noes: none; and 4 Excused: Brower, Nishimoto, Tokioka, Pine.
4/3/2012	H	Reported from ERB (Stand. Com. Rep. No. 1456-12) as amended in HD 1, recommending referral to LMG.
4/3/2012	H	Report adopted. referred to the committee(s) on LMG as amended in HD 1 with none voting aye with reservations; none voting no (0) and Cabanilla, Carroll, Mizuno, Thielen excused (4).
4/12/2012	H	Re-referred to ERB, referral sheet 63
4/13/2012	H	Reconsideration of action taken on 04-03-12

4/13/2012	H	Adopted with none voting aye with reservations; none voting no (0) and Representative(s) Cabanilla, Kawakami excused (2).
4/13/2012	H	Transmitted to Senate.
4/16/2012	S	Received from House (Hse. Com. No. 589).
4/16/2012	S	Referred to CPN/EDT, WAM.
4/17/2012	S	The committee(s) on CPN/EDT has scheduled a public hearing on 04-19-12 9:15AM in conference room 016.
4/18/2012	S	Re-Referred to CPN/EDT.



NEIL ABERCROMBIE  
GOVERNOR

BRIAN SCHATZ  
LT. GOVERNOR

STATE OF HAWAII  
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KEALI'I S. LOPEZ  
DIRECTOR

**PRESENTATION OF THE  
PROFESSIONAL AND VOCATIONAL LICENSING DIVISION**

TO THE SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

AND

TO THE SENATE COMMITTEE ON ECONOMIC DEVELOPMENT AND  
TECHNOLOGY

TWENTY-SIXTH LEGISLATURE  
REGULAR SESSION OF 2012

Thursday, April 19, 2012  
9:15 a.m.

**TESTIMONY ON HOUSE CONCURRENT RESOLUTION NO. 118, H.D. 1,  
REQUESTING A SUNRISE REVIEW OF REGULATIONS FOR ZIPLINES AND  
CANOPY TOURS.**

TO THE HONORABLE ROSALYN H. BAKER, CHAIR, AND  
TO THE HONORABLE CAROL FUKUNAGA, CHAIR,  
AND MEMBERS OF THE COMMITTEES:

My name is Celia Suzuki, Licensing Administrator for the Professional and Vocational Licensing Division, Department of Commerce and Consumer Affairs ("Department"). The Department appreciates the opportunity to offer comments on H.C.R. No. 118, H.D. 1.

The concurrent resolution requests that the Auditor perform a sunrise review pursuant to section 26H-6, Hawaii Revised Statutes ("HRS"), on the regulation of ziplines and canopy tours as proposed in legislation during the Regular Session of 2012. The Auditor's analysis would set forth the probable effects of the proposed regulatory measure, assess whether its enactment is consistent with the purposes of section 26H-2, HRS, and assess alternate forms of regulation. The Department agrees that a sunrise analysis should be completed by the Auditor.

For your information, pursuant to section 26H-6, HRS, a referral to the auditor for a sunrise analysis shall be by concurrent resolution that identifies a specific legislative bill to be analyzed. H.C.R. No. 118, H.D. 1, unfortunately does not identify a specific legislative bill. Senate Bill No. 2433 and House Bill No. 2060, Relating to Challenge Course Technology, were introduced this session and hearings were held on both bills.

Thank you for the opportunity to offer comments on H.C.R. No. 118, H.D. 1.



**STATE OF HAWAII  
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS**

830 PUNCHBOWL STREET, ROOM 321  
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April 19, 2012

To: Rosalyn H. Baker, Chair, Brian T. Taniguchi, Vice Chair, and  
Members of the Senate Committee on Commerce and Consumer Protection

The Honorable Carol Fukunaga, Chair, Glenn Wakai, Vice Chair, and  
Members of the Senate Committee on Economic Development and Technology

Date: Thursday, April 19, 2012

Time: 9:15 a.m.

Place: Conference Room 016, State Capitol

From: Dwight Y. Takamine, Director  
Department of Labor and Industrial Relations (DLIR)

**Re: HCR118 HD1 REQUESTING A SUNRISE REVIEW OF REGULATIONS  
FOR ZIPLINES AND CANOPY TOURS**

**I. OVERVIEW OF PROPOSED LEGISLATION**

HCR118 requests the Auditor to perform a sunrise review on the regulation of ziplines and canopy tours. The House Concurrent Resolution also requests that the auditor address the issues of inspectors and inspector qualifications raised by DLIR and the Department of Commerce and Consumer Affairs during this session.

The department supports passage of this resolution.

**III. COMMENTS ON THE HOUSE CONCURRENT RESOLUTION**

The department appreciates the Committee's efforts to ensure the safety and security of participants and workers in the burgeoning zipline and canopy tour industry. The department notes that it is in the final stages of an investigation of a zipline accident that killed one worker and seriously hurt another. The department also appreciates the growing contribution of zipline and canopy tours to the state's economy. For public and worker safety reasons, the department supports HCR118 HD1.

Testimony for CPN/EDT 4/19/2012 9:15:00 AM HCR118

Conference room: 016

Testifier position: Support

Testifier will be present: No

Submitted by: Javier Mendez-Alvarez

Organization: Individual

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Submitted on: 4/17/2012

Comments: