

STAND. COM. REP. NO. 171

Honolulu, Hawaii
February 7, 2013

RE: H.B. No. 416
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Economic Development & Business, to which was referred H.B. No. 416 entitled:

"A BILL FOR AN ACT RELATING TO ZIPLINES,"

begs leave to report as follows:

The purpose of this measure is to establish the Zipline Oversight Board within the Department of Commerce and Consumer Affairs (DCCA) and to create the Ziplines Special Fund for the operating costs of the Board.

The Department of Commerce and Consumer Affairs respectfully opposed this measure citing the Auditor's Report No. 12-08 that concluded that the need to regulate zipline and canopy tour operators has not been established. Also, DCCA expressed concern that the bill would require the regulation of commercial activity outside its jurisdiction. Further, the Department of Budget and Finance (B&F) opposed the creation of the Ziplines Special Fund as unnecessary.

While your Committee understands and appreciates the opposition of DCCA and B&F to this measure, your Committee finds that public safety concerns warrant further scrutiny of the matter.

HB416 HD1 HSCR EDB HMS 2013-1718



Accordingly, your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2020, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 416, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 416, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

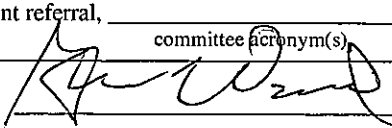
Respectfully submitted on
behalf of the members of the
Committee on Economic
Development & Business,



CLIFT TSUJI, Chair



Record of Votes of the Committee on Economic Development & Business

Bill/Resolution No.: HB 416	Committee Referral: EDB, CPC, FIN	Date: <i>2/1/13</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)				
EDB Members	Ayes	Ayes (WR)	Nays	Excused
1. TSUJI, Clift (C)	✓			
2. WARD, Gene (VC)	✓			
3. BROWER, Tom	✓			
4. CACHOLA, Romy M.				✓
5. CHOY, Isaac W.	✓			
6. OHNO, Takashi	✓			
7. ONISHI, Richard H.K.	✓			
8. TAKAYAMA, Gregg		✓		
9. TOKIOKA, James Kunane	✓			
TOTAL (9)	<i>7</i>	<i>1</i>		<i>1</i>
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 Duplicate (Pink) – HMSO				