STAND. COM. REP. NO. **085** -18

Honolulu, Hawaii

March 7

2018

RE: H.B. No. 2590

H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2590, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AERONAUTICS,"

begs leave to report as follows:

The purpose of this measure is to decriminalize certain minor airport offenses under the State's aeronautics laws, and any rules or orders issued pursuant thereto, by replacing criminal penalties with civil penalties for the specified offenses.

The Aircraft Owners and Pilots Association, General Aviation Council of Hawaii, and three concerned individuals supported this measure. The Department of Transportation submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the specified current misdemeanor offenses shall be classified as violations;
- (2) Clarifying that the penalty for a violation shall be a fine, rather than a civil penalty;
- (3) Adding a savings clause; and

(4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2590, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2590, H.D. 2.

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

SCOTT Y. NISHIMOTO, Chair

## State of Hawaii House of Representatives The Twenty-ninth Legislature H50-18

## **Record of Votes of the Committee on Judiciary**

| HB 2590 HDI   | Committee Referral: |   | Date: 03/01/2019 |          |
|---|---------------------|---|------------------|----------|
| ☐ The committee is reconsidering its previous decision on the measure.  |                     |   |                  |          |
| The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit) |                     |   |                  |          |
| JUD Members   | Ayes                | Ayes (WR)                                 | Nays             | Excused  |
| 1. NISHIMOTO, Scott Y. (C)  |                     |   |                  | •        |
| 2. SAN BUENAVENTURA, Joy A.   | (VC)                |   |                  |          |
| 2. SAN BUENA VENTURA, JOY A.  | , (VC)              |   |                  |          |
| 3. BROWER, Tom  |                     | <u> 1. la al marallesse 75 et a primi</u> |                  |          |
|   |                     |   |                  | <u> </u> |
| 4. LEE, Chris   |                     |   |                  |          |
| 5. MORIKAWA, Dee  |                     |   |                  |          |
|   |                     |   |                  |          |
| 6. TAKAYAMA, Gregg  |                     |   |                  |          |
| 7. McDERMOTT, Bob   |                     |   |                  |          |
| 7. MCDERMOTT, Bub   |                     |   |                  |          |
| 8. THIELEN, Cynthia   |                     | 5.4 (American Sec. )                      |                  | <u> </u> |
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| TOTAL V. (O)  |                     |   |                  |          |
| TOTAL (8)   |                     |   |                  |          |
| The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)   |                     |   |                  |          |
| Vice Chair's or designee's signature:   |                     |   |                  |          |
| Distribution: Original (White) – Committee Diplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO  |                     |   |                  |          |