

HB-2590-HD-1

Submitted on: 2/27/2018 2:21:19 PM

Testimony for JUD on 3/1/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Moore	General Aviation Council of Hawaii (GACH)	Support	No

Comments:

Hawaii pilots and members of the General Aviation Council of Hawaii (GACH) fully support the passage of this bill. We need to de-criminalize minor violations that can occur at Hawaii airports. We are the only State in the Union that does this. Managing the problem is far better than issuing criminal citations that can ruin careers.

Thank you in advance in passing this bill.

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Submitted on: 2/27/2018 2:25:17 PM

Testimony for JUD on 3/1/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Brian Isaacson	Individual	Support	No

Comments:

There is no reason for the penalties for citable offenses on Hawaii's airports to be criminal cases. This bill aligns penalties closer to the actual infractions citable on airports. Airports should be places that encourage aviation, not discourage aviation and aviators. Hawaii's lifeblood is aviation.

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Submitted on: 2/28/2018 12:08:48 AM

Testimony for JUD on 3/1/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Bill Plum	Individual	Support	No

Comments:

Please support this bill. The current penalties far exceed what the same violation would bring outside the airport and what a reasonable person would consider fair. For example, simple violations related to parking are charged as full misdemeanor offenses and give the individual a criminal record for life if the individual is convicted. In contrast, first time drunk driving and some kinds of shoplifting are petty misdemeanors. This bill will bring some sanity and rationality to the operation of the airports in Hawaii.

Thank you.

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Submitted on: 2/28/2018 3:15:48 AM

Testimony for JUD on 3/1/2018 2:00:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
robert bonham	Individual	Support	No

Comments:

ROBERT BONHAM, MD

HB2590HD1

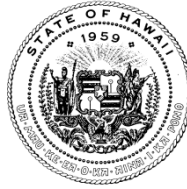
Judiciary Committee

Chair Rep Scott Y Nishimoto

Thursday March 1, 2018 2pm

I am both a physician and pilot for 30 years in Hawaii and I am in favor of this bill because I have seen the personal ramifications of having a misdemeanor due to violation of airport rules. One friend, who is a lawyer and pilot would not be able to fly into certain countries simply because of a criminal violation (misdemeanor) being on his record. Citing pilots for violation of airport admin rules with a misdemeanor does NOT occur, to my knowledge, in any of the other states. This is an arbitrary regulation- the state rules need to be changed-this is a burden that is unjust for this type of violation. Please vote to approve HB2590HD1 Robert Bonham, MD

DAVID Y. IGE
GOVERNOR



LATE

Testimony of:
JADE T. BUTAY
INTERIM DIRECTOR

Deputy Directors
ROY CATALANI
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

IN REPLY REFER TO:

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

March 1, 2018
2:00 p.m.
State Capitol, Room 325

H.B. 2590, H.D. 1
RELATING TO AERONAUTICS

House Committee on Judiciary

The Department of Transportation (DOT) **supports** with comments H.B. 2590, H.D. 1 Aeronautic Administrative Rules Penalties. Although there are incompatibilities with the degree of punishment versus the infraction, compliance must be standardized and adhered to regarding the enforcement of guidelines to be established by a General Aviation Handbook (GAH).

The GAH will define the infractions and associated penalties through a collaborative process to include but not limited to the DOT, State Attorney's office, Federal Aviation Administration and representatives of the General Aviation community.

Thank you for the opportunity to provide testimony.



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LATE

March 1, 2018

The Honorable Scott Y. Nishimoto
Chairman, House Committee on Judiciary
Hawaii State Capitol, Room # 421
415 S Beretania Street
Honolulu, HI 96813

Dear Representative Nishimoto, and members of the committee:

Thank you for the hearing HB2590, Relating to Aeronautics, and the opportunity to comment. I write on behalf of the Aircraft Owners and Pilots Association (AOPA), the world's largest aviation organization, representing the general aviation interests of over 1,000 members in Hawaii. AOPA would like to extend our strong support for HB2590, which replaces criminal penalties for airport offenses with a civil penalty.

Hawaii is the only state that issues citations for hangar infractions which result in a permanent criminal record. At present, parking in the wrong spot is enough to result in a misdemeanor charge. The spirit of HB2590 is aimed at rectifying this clear discrepancy and allowing the State DOT to issue civil penalties for failure to comply with airport regulations. Security violations can and should continue to be dealt with by local law enforcement agencies under their current authorities.

A criminal record has ramifications that can destroy careers. If a professional pilot has been convicted of a misdemeanor, he must declare so on his aviation medical forms (specifically section 18W), job applications and is banned from flying into several countries. Individuals who have chosen to serve our country and hold government security clearances (military, reserve or DoD) are also put in jeopardy by this statute. Criminal charges can and do result in the loss of clearances effectively costing them their jobs.

We appreciate your leadership on this issue, and request your support of HB2590, allowing it to move forward in the legislative process. If you have questions or require additional information, I am happy to assist, I can be reached at 301-695-2228 or Melissa.McCaffrey@aopa.org

Respectfully,

Melissa McCaffrey
Western Pacific Regional Manager, AOPA

The Aircraft Owners and Pilots Association is a not-for-profit individual membership organization of General Aviation Pilots and Aircraft Owners. AOPA's mission is to effectively serve the interests of its members and establish, maintain and articulate positions of leadership to promote the economy, safety, utility and popularity of flight in general aviation aircraft. Representing two thirds of all pilots in the United States, AOPA is the largest civil aviation organization in the world.

AIRCRAFT OWNERS AND PILOTS ASSOCIATION