
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 261-12, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) ~~[+]Tour aircraft operations.[+]~~ Any other law to the
4 contrary notwithstanding, no tour aircraft operation shall ~~[be~~
5 ~~permitted in any]~~ takeoff or land within this State, except at
6 an airport under the State's control ~~[without having]~~ and with a
7 permit[-], or as necessary for any emergency. The director
8 shall adopt rules to regulate tour aircraft operations by
9 permit, which shall include but not be limited to:

- 10 (1) Identification of the types of aircraft to be
11 utilized;
- 12 (2) The number of operations daily for each type of
13 aircraft used and the days and hours of operation;
- 14 (3) Verification that the applicant is in compliance with
15 all state statutes, including but not limited to this
16 section;



- 1 (4) Verification that the applicant has the Federal
- 2 Aviation Administration certificate 121 or 135;
- 3 (5) A written assessment by the department of the impact
- 4 to the surrounding area and to the subject state
- 5 airport;
- 6 (6) Revocation of a permit based on the failure to comply
- 7 with the information provided by the applicant and the
- 8 terms and conditions set forth by the department in
- 9 the permit; and any false statement or
- 10 misrepresentation made by the applicant;
- 11 (7) Establishment of penalties for revocation and
- 12 suspension of a permit for failure to comply with
- 13 permit conditions;
- 14 (8) Annual renewal of permits; and
- 15 (9) Any change of operations under the existing permit to
- 16 be approved by the director.

17 No permit shall be authorized unless accompanied by a
18 Hawaii sectional aeronautical chart marked to indicate routes
19 and altitudes to be used in conducting aerial tours and noise
20 abatement procedures to be employed in the vicinity of
21 identified noise sensitive areas.



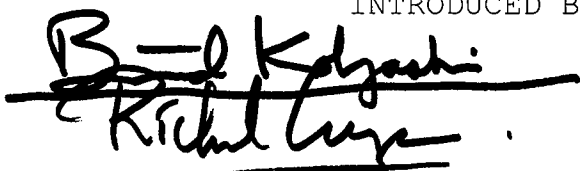
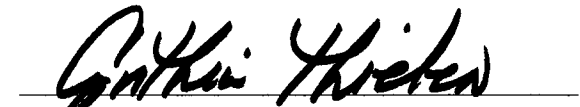
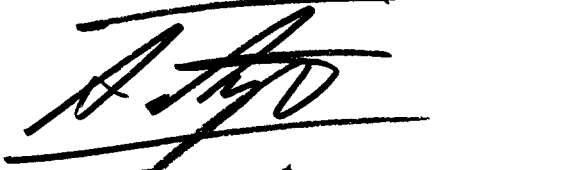
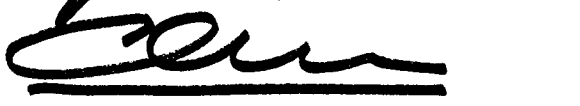

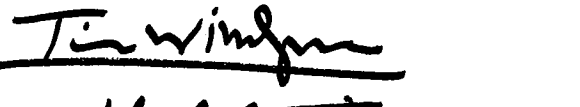

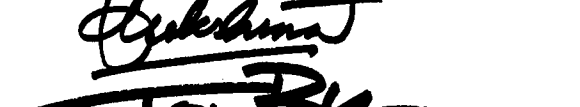


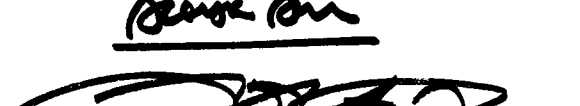

1 For the purposes of this subsection, "tour aircraft
 2 operations" means any business operation [~~which~~] that offers
 3 aircraft for hire by passengers for the purpose of aerial
 4 observation of landmarks and other manmade or natural sites
 5 within an island of the State, and for the purpose of
 6 transporting passengers for tourist-related activities."

7 SECTION 2. This Act does not affect rights and duties that
 8 matured, penalties that were incurred, and proceedings that were
 9 begun before its effective date.

10 SECTION 3. Statutory material to be repealed is bracketed
 11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval.
 13

INTRODUCED BY:



H.B. NO. 2143

Report Title:

Department of Transportation; Airports; Transportation;
Aircraft; Permits; Emergencies

Description:

Prohibits tour aircraft operations from taking off or landing within this State, except at an airport under the State's control and with a permit, or as necessary for any emergency.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

