
A BILL FOR AN ACT

RELATING TO TOUR AIRCRAFT.

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 airport under the State's control without
6 having a permit. The director shall adopt rules to regulate
7 tour aircraft operations by permit which shall include but not
8 be limited to:

- 9 (1) Identification of the types of aircraft to be
10 utilized;
- 11 (2) The number of operations daily for each type of
12 aircraft used and the days and hours of operation;
- 13 (3) Verification that the applicant is in compliance with
14 all state statutes, including but not limited to this
15 section;
- 16 (4) Verification that the applicant has the Federal
17 Aviation Administration certificate 121 or 135;



1 . (5) A written assessment by the department of the impact
2 to the surrounding area and to the subject state
3 airport;

4 (6) Revocation of a permit based on the failure to comply
5 with the information provided by the applicant and the
6 terms and conditions set forth by the department in
7 the permit; and any false statement or
8 misrepresentation made by the applicant;

9 (7) Establishment of penalties for revocation and
10 suspension of a permit for failure to comply with
11 permit conditions;

12 (8) Annual renewal of permits; and

13 (9) Any change of operations under the existing permit to
14 be approved by the director.

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



1 All tour aircraft permit holders shall be prohibited from
2 allowing the noise footprint of their tour aircraft to enter any
3 occupied property.

4 No permit shall be authorized unless the tour aircraft is
5 fitted with a flotation device and an automatic dependent
6 surveillance-broadcast device which have been approved by the
7 United States Federal Aviation Administration.

8 Failure to comply with the above requirements shall result
9 in a denial of a permit or rescission of a permit.

10 For the purposes of this subsection, "tour aircraft
11 operations" means any business operation which offers aircraft
12 for hire by passengers for the purpose of aerial observation of
13 landmarks and other manmade or natural sites within an island of
14 the State, and for the purpose of transporting passengers for
15 tourist-related activities."

16 SECTION 2. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Helicopters; Safety; Tourism

Description:

Amends section 261-12 to require tour aircraft operations permit applicants to have aircraft that are outfitted with FAA approved safety devices. Prohibits tour aircraft permit holders from allowing the noise footprint of their aircraft to enter any occupied property. Requires denial of permit or rescission of permit if requirements are not met. (SD1)

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