

JAN 21 2022

S.B. NO. 2215

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## A BILL FOR AN ACT

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RELATING TO 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) Verification that the applicant has in effect aircraft  
13          liability insurance coverage, of not less than  
14          \$1,000,000 per person per incident, that covers, at  
15          minimum:
- 16           (A) Bodily injury and death; and  
17           (B) Loss and damage to property;
- 18          ~~[(8)]~~ (9) Annual renewal of permits; and  
19          ~~[(9)]~~ (10) Any change of operations under the existing  
20          permit to be approved by the director.



1       No permit shall be authorized unless accompanied by a  
2       Hawaii sectional aeronautical chart marked to indicate routes  
3       and altitudes to be used in conducting aerial tours and noise  
4       abatement procedures to be employed in the vicinity of  
5       identified noise sensitive areas.

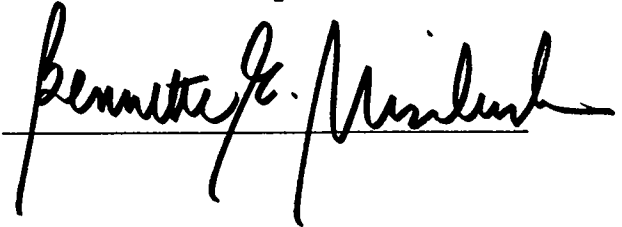
6       For the purposes of this subsection, "tour aircraft  
7       operations" means any business operation that offers aircraft  
8       for hire by passengers for the purpose of aerial observation of  
9       landmarks and other manmade or natural sites within an island of  
10      the State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

12      SECTION 2. Statutory material to be repealed is bracketed  
13      and stricken. New statutory material is underscored.

14      SECTION 3. This Act shall take effect on July 1, 2022.

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INTRODUCED BY:





# S.B. NO. 2215

**Report Title:**

Tour Aircraft Operations; Insurance

**Description:**

Requires the Director of Transportation to adopt rules that require tour aircraft operators to have aircraft liability insurance coverage of not less than \$1,000,000 per person per incident.

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

