
HOUSE CONCURRENT RESOLUTION

REQUESTING A SUNRISE REVIEW OF REGULATIONS FOR ZIPLINES AND
CANOPY TOURS.

1 WHEREAS, ziplines and canopy tours are a unique and
2 exciting way to experience the beauty of Hawaii's natural
3 landscape; and
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5 WHEREAS, there are ziplines or canopy tours on most
6 islands, including Hawaii Island, Maui, Oahu, and Kauai where
7 locals and tourists alike can experience the thrill of soaring
8 above the trees and over such natural wonders as waterfalls and
9 gullies; and
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11 WHEREAS, ziplines and canopy tours are among the fastest
12 growing segments of the State's activities and attractions,
13 providing a distinctive experience for those who visit the
14 islands and bring memories home; and
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16 WHEREAS, ziplines and canopy tours are inherently
17 dangerous, with several mechanical functions that require close
18 supervision and fastidious attention to detail; and
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20 WHEREAS, it is imperative that the State ensure the safety
21 and well-being of those who enjoy Hawaii's scenic landscape via
22 ziplines and canopy tours offered throughout the islands; and
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24 WHEREAS, ziplines and canopy tours can be safe and easily
25 used, but operators and employees must be adequately trained and
26 infrastructure must be properly maintained; and
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28 WHEREAS, regulations for ziplines and canopy tours have
29 already been established by two trade groups in the United
30 States--the Association for Challenge Course Technology and the
31 Professional Ropes Course Association; and



1 WHEREAS, section 26H-6, Hawaii Revised Statutes (HRS),
2 requires a review by the Auditor prior to the enactment of a
3 measure that would subject an unregulated profession or vocation
4 to licensing or other regulatory control; and
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6 WHEREAS, House Bill No. 2060, introduced in the Regular
7 Session of 2012, proposes regulations for ziplines and canopy
8 tours which are currently unregulated; and
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10 WHEREAS, House Bill No. 2060 called upon the Department of
11 Labor and Industrial Relations boiler and elevator inspectors to
12 conduct the inspections of ziplines and canopy tours; and
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14 WHEREAS, the Department of Labor and Industrial Relations
15 testified at the public hearing on House Bill No. 2060 that its
16 boiler and elevator inspectors do not have the expertise to
17 administer inspections of ziplines and canopy tours; and
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19 WHEREAS, the Department of Commerce and Consumer Affairs
20 also testified at the public hearing on House Bill No. 2060 and
21 questioned which agency is the proper authority to inspect
22 ziplines and canopy tours and enforce regulations; now,
23 therefore,
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25 BE IT RESOLVED by the House of Representatives of the
26 Twenty-sixth Legislature of the State of Hawaii, Regular Session
27 of 2012, the Senate concurring, that the Auditor is requested to
28 perform a sunrise review on the regulation of ziplines and
29 canopy tours as proposed in House Bill No. 2060, Regular Session
30 of 2012, including an assessment of alternative forms of
31 regulation, pursuant to section 26H-6, HRS; and
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33 BE IT FURTHER RESOLVED that the Auditor specifically
34 address the issues of inspectors and inspector qualifications
35 raised by the Department of Labor and Industrial Relations and
36 the Department of Commerce and Consumer Affairs in testimony on
37 House Bill No. 2060; and
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39 BE IT FURTHER RESOLVED that the Auditor is requested to
40 submit findings and recommendations, including any proposed
41 legislation, to the Legislature not later than twenty days prior
42 to the convening of the Regular Session of 2013; and



1 BE IT FURTHER RESOLVED that a certified copy of this
2 Concurrent Resolution be transmitted to the Auditor.
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OFFERED BY:

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MAR 13 2012

