A BILL FOR AN ACT

RELATING TO TOUR AIRCRAFT.

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

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

"(b) Tour aircraft operations. Any other law to the contrary notwithstanding, no tour aircraft operation shall be permitted in any airport under the State's control without having a permit. The director shall adopt rules to regulate tour aircraft operations by permit which shall include but not be limited to:

1. Identification of the types of aircraft to be utilized;
2. The number of operations daily for each type of aircraft used and the days and hours of operation;
3. Verification that the applicant is in compliance with all state statutes, including but not limited to this section;
4. Verification that the applicant has the Federal Aviation Administration certificate 121 or 135;
(5) A written assessment by the department of the impact
to the surrounding area and to the subject state
airport;

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

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

(8) Annual renewal of permits; and

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

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

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

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

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 Statutory material to be repealed is bracketed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

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

INTRODUCED BY: [Signature]
Report Title:
Helicopters; Safety; Tourism

Description:
Amends section 261-12 to require tour aircraft operations permit seekers to have aircraft which are outfitted with FAA approved safety devices.

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