
HOUSE RESOLUTION

REQUESTING THE PROHIBITION OF FLIGHTS BY FLIGHT SCHOOL STUDENTS
WITHIN TWO MILES OF ANY RESIDENTIAL AREA.

1 WHEREAS, a number of flight schools in the State train
2 students to become pilots; and

3
4 WHEREAS, pilot training involves the flying of aircraft;
5 and

6
7 WHEREAS, some flight training areas are located near
8 residential areas, including Village Park, Royal Kunia,
9 Mililani, Waipio on Oahu, and allow their students to undergo
10 training near residential areas; and

11
12 WHEREAS, aircraft used by flight schools are a source of
13 excessive noise and pose safety concerns for many residents, as
14 the aircraft often fly over their neighborhoods; and

15
16 WHEREAS, state efforts to regulate flight paths and the
17 location of aircraft have been thwarted by concerns that those
18 state-level restrictions would be preempted by federal law; and

19
20 WHEREAS, the Federal Aviation Administration, in most
21 instances, has the authority to impose certain restrictions on
22 flight paths and the location of aircraft; now, therefore,

23
24 BE IT RESOLVED by the House of Representatives of the
25 Thirtieth Legislature of the State of Hawaii, Regular Session of
26 2020, that the Federal Aviation Administration is requested to
27 prohibit flights by flight school students within two miles of
28 any residential area; and

29
30 BE IT FURTHER RESOLVED that if the Federal Aviation
31 Administration determines that an Act of the United States
32 Congress is required to authorize the agency to establish the
33 prohibition requested by this Resolution, the agency is



1 requested to draft and submit proposed legislation to
2 appropriate members of Congress for further action; and

3
4 BE IT FURTHER RESOLVED that if the Federal Aviation
5 Administration determines that a state-imposed prohibition
6 requested by this Resolution would not be preempted by federal
7 law, the agency is requested to state its determination in a
8 letter to the Director of Transportation, the President of the
9 Senate, and the Speaker of the House of Representatives of the
10 State of Hawaii; and

11
12 BE IT FURTHER RESOLVED that if the Federal Aviation
13 Administration determines that a state-imposed prohibition
14 requested by this Resolution would not be preempted by federal
15 law, the State Department of Transportation is requested to take
16 steps to impose the prohibition; provided that if the Department
17 determines that an Act of the Legislature is required to
18 authorize the Department to establish the prohibition, the
19 Department is requested to draft and submit proposed legislation
20 to the President of the Senate and the Speaker of the House of
21 Representatives; and

22
23 BE IT FURTHER RESOLVED that certified copies of this
24 Resolution be transmitted to the Administrator of the Federal
25 Aviation Administration, Director of the Hawaii State Department
26 of Transportation, and members of Hawaii's congressional
27 delegation.

28
29
30

OFFERED BY:

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

