
A BILL FOR AN ACT

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 commercial general
13 liability insurance coverage of not less than
14 \$10,000,000 arising from any one accident or other
15 cause that covers but is not limited to:
 - 16 (A) Bodily injury and death; and
 - 17 (B) Contractual liability;
- 18 (9) A requirement that each tour aircraft operation
19 applying to renew a permit provide to the department a
20 written report, which shall be made available to the



1 public, of each tour flight taken during the duration
2 of the expiring permit, including:

3 (A) The date and time that the aircraft took off and
4 landed;

5 (B) The number of individuals aboard the aircraft
6 during the flight;

7 (C) The flight path from takeoff through landing; and

8 (D) A disclosure if the aircraft deviated from its
9 intended flight plan;

10 ~~(8)~~ (10) Annual renewal of permits; and

11 ~~(9)~~ (11) Any change of operations under the existing
12 permit to be approved by the director.

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

18 For the purposes of this subsection, "tour aircraft
19 operations" means any business operation that offers aircraft
20 for hire by passengers for the purpose of aerial observation of
21 landmarks and other manmade or natural sites within an island of



1 the State and for the purpose of transporting passengers for
2 tourist-related activities."

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 Statutory material to be repealed is bracketed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

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



Report Title:

Tour Aircraft Operations; Insurance; Records

Description:

Requires the Director of Transportation to adopt rules to require tour aircraft operators to have commercial general liability insurance coverage of at least \$10,000,000 and to report details of each flight taken by the tour aircraft operation in order to renew a tour aircraft operation permit.
(SD1 Proposed)

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

