
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. The legislature finds that in fiscal year 2023-
2 2024, Hawaii's statewide airport system accommodated over
3 38,300,000 passengers. With thousands of aircraft operations
4 each month, the department of transportation's airports division
5 ensures that Hawaii remains connected, resilient, and ready to
6 meet the demands of residents, visitors, and businesses alike.
7 The mission of the department of transportation is to develop
8 and maintain a safe and efficient global air transportation
9 system.

10 As a federally obligated recipient of airport grants, the
11 department of transportation must ensure compliance with several
12 grant assurances, including Grant Assurance No. 19, Operations
13 and Maintenance, which states in part, "The airport and all
14 facilities which are necessary to serve the aeronautical users
15 of the airport, other than facilities owned and controlled by
16 the United States, shall be operated at all times in a safe and
17 serviceable condition and in accordance with the minimum



1 standards as may be required or prescribed by applicable
2 Federal, state, and local agencies for maintenance and
3 operation. It will not cause or permit any activity or action
4 thereon which would interfere with its use for airport
5 purposes."

6 The purpose of this Act is to allow the establishment of
7 airport special district zones within airports statewide to
8 ensure the appropriate use and safe and serviceable conditions
9 of all airport facilities, including the safety of the traveling
10 public and airport employees.

11 SECTION 2. Chapter 261, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§261- Airport special district zones. (a) The
15 department may establish and maintain airport special district
16 zones within airports statewide. An "airport special district
17 zone" includes any area of land or water that is used, or
18 intended for use, for the landing and takeoff of aircraft and
19 any appurtenant areas that are used, or intended for use, for
20 airport buildings or other airport facilities or rights-of-way,



1 including approaches, together with all airport buildings and
2 facilities located thereon.

3 (b) No person shall enter or remain within an airport
4 special district zone while:

5 (1) Carrying weapons, explosives, or other harmful
6 devices, unless by an authorized law enforcement
7 personnel;

8 (2) Engaging in activities that disrupt airport
9 operations; or

10 (3) Failing to comply with posted signage or verbal
11 instructions from law enforcement or airport
12 personnel.

13 (c) No person shall:

14 (1) Sit, sleep, or lie;

15 (2) Use, maintain, or place personal property; or

16 (3) Otherwise obstruct a right of way,

17 within the airport special district zone.

18 (d) Violators of this section shall be subject to
19 immediate removal from the airport special district zone, fines,
20 and other penalties as provided under this chapter.



1 (e) The department shall collaborate with the appropriate
2 law enforcement agencies to enforce this section and may adopt
3 rules pursuant to chapter 91 to:

4 (1) Define the boundaries of an airport special district
5 zone;

6 (2) Specify authorized personnel and activities within
7 airport special district zones;

8 (3) Establish procedures for issuing warnings or citations
9 to violators; and

10 (4) Provide for the placement of clear and conspicuous
11 signage at all entry points to airport special
12 district zones.

13 (f) This section shall not apply to:

14 (1) Active airport users, broadly defined by the Federal
15 Aviation Administration, to include airline
16 passengers, airport employees, concessionaires, ground
17 transportation providers, vendors and contractors, or
18 prior authorization or permits issued by the
19 department or other appropriate authorities;

20 (2) Emergency responders and law enforcement acting within
21 the scope of their duties; or



1 (3) Other individuals exempted by rules adopted under this
2 section."

3 SECTION 3. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 4. If any provision of this Act, or the
7 application thereof to any person or circumstance, is held
8 invalid, the invalidity does not affect other provisions or
9 applications of the Act, which can be given effect without the
10 invalid provision or application, and to this end the provisions
11 of this Act are severable.

12 SECTION 5. New statutory material is underscored.

13 SECTION 6. This Act shall take effect on July 1, 3000.



Report Title:

DOT; Airport; Airport Special District Zones

Description:

Authorizes the Department of Transportation to designate airport special district zones within airports statewide. Effective 7/1/3000. (HD1)

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

