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HOUSE FISCAL AGENCY

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SB541 AS REPORTED WITHOUT AMENDMENT

Sponsor: Sen. Walter H. North

H-1

Committee: TRANSPORTATION

Analyst(s): Hamilton, William

Completed: 12/6/01

State Fiscal Impact

Cost: Indeterminate/Increase
Revenues: Indeterminate/Increase

Local Fiscal Impact

Cost: None
Revenues: None

SB 541 would amend the State Aeronautics Code (PA 327 of 1945) to update the Code to reflect changes in aeronautics technology. In addition, the bill would add criminal penalties for violations of the provisions of Sections 83. This section requires that a person operating a civil aircraft in the state comply with the federal airman certification requirements under the Code of Federal Regulations. Section 83 currently has no penalties for violations. In addition, the bill would new Section 83b to prohibit persons from conducting flight operations requiring federal aviation regulation air carrier or commercial operator's certification without first having been issued a valid federal aviation regulation air carrier or operating certificate or valid commercial operator's certificate. The bill would also add new Section 83a which would prohibit persons holding valid federal air carrier operating certificates or commercial operator's certificates from conducting flight operations in violation of those certificates. Both new sections establish criminal penalties for violations of the requirements. The bill would also strike parts of Section 86 - including subsection 11 which provides for a \$50 temporary field permit fee. Authority for assessing this fee is currently also provided in Bureau of Aeronautics' administrative rules and would not be affected by deleting from Section 86 of the Code.

The bill could increase state revenue to the extent that the new penalties established in the bill would generate revenue from fines. The bill could increase state costs to the extent that those convicted of violating the criminal penalties of the bill were incarcerated. We have no estimate as to how many persons might be convicted of the criminal offences which would be established in the bill.