

STAND. COM. REP. NO.

3376

Honolulu, Hawaii

APR - 6 2006

RE: S.C.R. No. 228
S.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Intergovernmental Affairs, to which was referred S.C.R. No. 228 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO APPROVE LEGISLATION REQUIRING THE UNITED STATES POSTAL SERVICE TO PROVIDE MAIL RECIPIENTS THE OPTION OF BEING INCLUDED ON A LIST OF THOSE NOT WISHING TO RECEIVE ANY UNSOLICITED COMMERCIAL MAIL,"

begs leave to report as follows:

The purpose of this measure is to urge the United States Congress to approve legislation that would require the United States Postal Service to provide mail recipients the option of being included on a list of those not wishing to receive any unsolicited commercial mail.

The Department of Commerce and Consumer Affairs' Office of Consumer Protection submitted comments. The Legislative Information Services of Hawaii submitted testimony in opposition.

According to the Office of Consumer Protection, the Direct Marketing Association's Mail Preference Service offers consumers the ability to register to prevent the receipt of unsolicited mail from the Direct Marketing Association's members. However, this does not address the issue of unsolicited mail from nonmembers. Your Committee finds that additional measures are needed to prevent mail scams and unsolicited mailings.

Your Committee has amended this measure by:

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- (1) Requesting the United States Congress to direct the Federal Trade Commission and the United States Postal Service to examine the feasibility of enacting appropriate federal legislation, instead of requiring federal legislation;
- (2) Clarifying that this list would be a national list;
- (3) Requesting that Hawaii's Congressional delegation help lead efforts to direct this endeavor; and
- (4) Making technical, non-substantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intergovernmental Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 228, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 228, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Intergovernmental
Affairs,



DAVID Y. IGE, Chair



