
A BILL FOR AN ACT

RELATING TO PREPAID CALLING CARDS.

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

1 SECTION 1. Chapter 269, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§269- Prepaid calling cards; definitions; disclosures;
5 rules; violation. (a) As used in this section:

6 "Prepaid calling card company" means a company that
7 provides a prepaid calling service to the public using its own
8 network or resold services.

9 "Prepaid calling service" means a prepaid
10 telecommunications service that allows an end user to originate
11 a telephone call using an access number and an authorization
12 code.

13 "Telecommunications service" means the offering of
14 transmission between or among points specified by a user, of
15 information of the user's choosing, including voice, data,
16 image, graphics, and video without change in the form or content
17 of the information, as sent and received, by means of
18 electromagnetic transmission, or other similarly capable means



1 of transmission, with or without benefit of any closed
2 transmission medium, and does not include cable service as
3 defined in section 440G-3.

4 (b) Any prepaid calling card company that sells or offers
5 for sale prepaid calling cards, at the time of sale, shall
6 disclose clearly and conspicuously:

7 (1) Any surcharges or fees, including monthly fees, per
8 call access fees and surcharges for the first minute
9 or unit of use that may be applicable to the use of
10 the prepaid calling card;

11 (2) Any rounding of time used by the consumer and the
12 formula of computation of the rounding of time;

13 (3) Any application or other fees charged to the consumer;

14 (4) Any restrictions on use of the prepaid calling card;

15 and

16 (5) A toll-free consumer assistance telephone number.

17 (c) The director of the office of consumer protection may
18 adopt rules under chapter 91 prescribing additional information
19 that a prepaid calling card company shall provide to the
20 consumer at the time of purchase.

21 (d) A violation of this section shall be deemed an unfair
22 or deceptive act or practice under section 480-2."



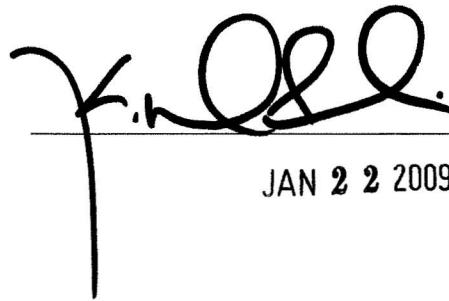
1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun, before its effective date.

4 SECTION 3. New statutory material is underscored.

5 SECTION 4. This Act shall take effect upon its approval.

6

INTRODUCED BY:



JAN 22 2009



Report Title:

Prepaid Calling Cards; Disclosure

Description:

Requires companies selling prepaid calling cards to disclose the terms and services of the cards. Makes a violation of disclosure requirement an unfair or deceptive act or practice.

