

JAN 17 2013

A BILL FOR AN ACT

RELATING TO WASTE REDUCTION.

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

1 SECTION 1. The legislature finds that Hawaii residents are
2 regularly inundated with unsolicited telephone books, such as
3 the yellow and white pages, and advertising materials that are
4 left on their doors, doorsteps, or in their yards.

5 Many of these items go unclaimed, causing litter and an
6 unnecessary use of resources. In addition, many of these items
7 are not one hundred per cent recyclable.

8 The purpose of this Act is to require that distributors of
9 telephone directories and advertising materials pick up
10 unclaimed telephone directories and advertising materials within
11 seven days of receiving a request to do so if the telephone
12 directories and advertising materials are not made out of one
13 hundred per cent recyclable materials.

14 SECTION 2. Chapter 342H, Hawaii Revised Statutes, is
15 amended by adding a new section to part I to be appropriately
16 designated and to read as follows:

17 "§342H- Distribution of telephone directories;
18 advertising materials. (a) A person, entity, or business that



1 distributes any advertising material or telephone directory to
2 any privately-owned residence or business shall pick up the
3 unclaimed telephone directory or advertising materials within
4 seven days of receiving a request to do so from any person
5 residing at the household or representing the entity or business
6 if the telephone directory or advertising materials are not made
7 out of one hundred per cent recyclable materials. All telephone
8 directories and advertising materials shall contain a universal
9 symbol that the telephone directory or advertising materials are
10 made out of one hundred per cent recyclable materials, if
11 applicable, and the distributor's contact information in clear
12 and conspicuous print.

13 (b) Violators of this section shall be subject to a civil
14 fine of \$100, to be imposed by the director, for each telephone
15 directory or advertising material distributed in violation. Any
16 person, household, entity, or business may report a violation to
17 the department.

18 (c) As used in this section:

19 "Advertising material" means any printed material,
20 circular, leaflet, pamphlet, booklet, handbill, or other printed
21 or reproduced material containing a written or pictorial message
22 that is predominately and essentially an advertisement.



1 "Distribute" means the delivery or giving to another, or
2 leaving with another of a telephone directory.

3 "Telephone directory" means a book in which are listed
4 alphabetically the names of persons, businesses, and other
5 entities having telephones in a specified area, along with their
6 addresses and telephone numbers. "Telephone directory" includes
7 locality directories and the yellow pages.

8 "Yellow pages" means a book or a section of a telephone
9 directory listing businesses, services, or products
10 alphabetically according to field.

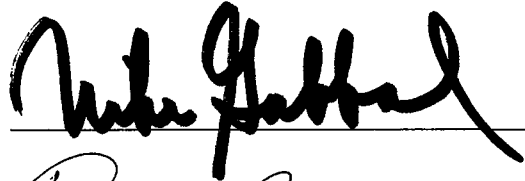

11 (d) The department may adopt rules pursuant to chapter 91
12 to carry out the purpose of this section."

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

16 SECTION 4. New statutory material is underscored.

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

18

INTRODUCED BY: 




S.B. NO. 25

Report Title:

Waste Stream Reduction; Telephone Directories; Advertising Materials

Description:

Requires that distributors of telephone directories and advertising materials pick up unclaimed telephone directories and advertising materials within seven days of receiving a request to do so if the telephone directories and advertising materials are not made out of one hundred per cent recyclable materials. Imposes a fine for violations.

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