
A BILL FOR AN ACT

RELATING TO DECEPTIVE TRADE PRACTICES.

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

1 SECTION 1. The legislature finds that Hawaii residents are
2 often barred from claiming offers for free or reduced rate
3 shipping, which are more commonly available to purchasers in
4 other states. Many retailers also apply an arbitrary shipping
5 cost to Hawaii residents, which does not correlate with the
6 actual cost of shipping.

7 The purpose of this Act is to establish that charging
8 shipping and delivery charges that exceed the actual cost
9 charged to the seller to ship or deliver a commodity to a
10 consumer in the State shall constitute an unfair and deceptive
11 practice.

12 SECTION 2. Chapter 481B, Hawaii Revised Statutes, is
13 amended by adding a new section to be appropriately designated
14 and to read as follows:

15 "§481B- Shipping charges. (a) In the sale or purchase
16 of any consumer commodity or consumer package to be shipped or
17 delivered to a consumer in the State, if a seller imposes a



1 separate charge for shipping or delivery to a consumer, that
2 charge shall not exceed the actual cost charged to the seller to
3 ship or deliver the commodity to a consumer in the State.

4 (b) For the purposes of this section:

5 "Consumer commodity" shall have the same meaning as in
6 section 486-1.

7 "Consumer package" shall have the same meaning as in
8 section 486-1."

9 SECTION 3. New statutory material is underscored.

10 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Deceptive Trade Practices; Shipping Charges; Delivery Charges;
Consumer Commodities; Consumer Packages

Description:

Establishes that charging shipping and delivery charges that exceed the actual cost charged to the seller to ship or deliver a consumer commodity or consumer package to a consumer in Hawaii constitutes an unfair and deceptive practice. Effective 7/1/2050. (SD1)

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