

JAN 19 2018

A BILL FOR AN ACT

RELATING TO PLASTIC STRAWS.

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

1 SECTION 1. The legislature finds that Americans use five
2 hundred million disposable drinking straws daily, according to
3 the National Park Service. To visualize this, five hundred
4 million straws would circle the earth two and a half times.
5 These straws are made of plastic, intended for one-time use,
6 rarely recycled, and are seemingly everywhere. Often the
7 plastic straws end up as marine trash, clogging up oceans and
8 entangling or being consumed by sea life. Conservationists
9 report that plastic straws are among the most common plastic
10 items volunteers clean from beaches.

11 While the legislature encourages consumers to change their
12 habits and refuse plastic straws, legislative action can have a
13 more effective impact on the abundant use of plastic straws.
14 Some jurisdictions have already taken steps to prohibit the
15 selling and distribution of straws, such as Seattle, Washington,
16 and many more are considering similar legislation. The



1 legislature also finds that when a straw is necessary, there are
2 numerous alternatives including reusable and paper straws.

3 The purpose of this Act is to prohibit the distribution and
4 selling of plastic straws by individuals and businesses and
5 establish a fine and requirement for violators to pick up litter
6 or perform other types of community service.

7 SECTION 2. Chapter 342H, Hawaii Revised Statutes, is
8 amended by adding a new section to be appropriately designated
9 and to read as follows:

10 "§342H- Plastic straws; prohibited. (a) No individual
11 or business shall distribute, sell, or otherwise provide a straw
12 comprised in full or part of plastic.

13 (b) Any individual or business violating subsection (a)
14 shall be fined not less than \$100, and not more than \$500 for
15 each offense. In addition to any fine imposed, an individual
16 who violates subsection (a) shall be ordered to pick up and
17 remove litter from a public place as follows:

18 (1) For the first offense, the violator shall spend four
19 hours picking up litter or performing other types of
20 community service; and



1 (2) For any subsequent offense, the violator shall spend
2 eight hours picking up litter or performing other
3 types of community service.

4 (c) As used in this section:

5 "Business" means any commercial enterprise or establishment
6 operating in the State, including any individual proprietorship,
7 joint venture, partnership, corporation, limited liability
8 company or other legal entity, whether for profit or not for
9 profit, and includes all employees of the business or any
10 independent contractors associated with the business.

11 "Plastic" means any material made of polymeric organic
12 compounds and additives that can be shaped by flow.

13 "Public place" has the same meaning as defined in section
14 711-1100."

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

18 SECTION 4. New statutory material is underscored.

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

20

INTRODUCED BY: _____



S.B. NO. 2285

Report Title:

Plastic Straws; Fine; Community Service

Description:

Prohibits the distribution and selling of plastic straws. Establishes a fine and requires individual and business violators to pick up litter or perform community service.

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