

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 1086

S. P. 367

In Senate, March 2, 1981

Referred to the Committee on Business Legislation. Sent down for concurrence and ordered printed.

MAY M. ROSS, Secretary of the Senate

Presented by Senator Ault of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

**AN ACT to Bring Noncarbonated Beverages such as Fruit Punch and Iced Tea into Compliance with Maine's Beverage Container Law.**

Be it enacted by the People of the State of Maine, as follows:

**Sec. 1.** 32 MRSA § 1862, sub-§§ 1 and 2, as enacted by PL 1975, c. 739, § 16, are amended to read:

**1. Beverage.** "Beverage" means beer, ale or other drink produced by fermenting malt, soda water or other nonalcoholic carbonated drink, or **nonalcoholic noncarbonated drink but does not include fruit juice or milk product**, in liquid form and intended for human consumption.

**2. Beverage container.** "Beverage container" means a glass, metal or plastic bottle, can, jar or other container which has been sealed by a manufacturer and which, at the time of sale, contains one gallon or less of ~~a beverage~~ **beer, ale or other drink produced by fermenting malt, soda water or other nonalcoholic carbonated drink or contains 18 liquid ounces or less of nonalcoholic noncarbonated drink, except fruit juice or milk products.**

**Sec. 2.** 32 MRSA § 1862, sub-§ 7-A is enacted to read:

**7-A. Fruit juice.** "Fruit juice" means single strength expressed juice of sound, mature fruit or fruits which may be fresh, canned or made from concentrate or concentrates, provided that if the fruit juice is made from

**concentrates it shall be reconstituted with water to not less than the soluble solids that such fruit juice had before concentration.**

#### STATEMENT OF FACT

The purpose of this bill is to include nonalcoholic noncarbonated beverages, except fruit juices or milk products, under the provisions of the beverage container law.