

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 161

H.P. 116

House of Representatives, January 25, 1991

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative HEESCHEN of Wilton.

Cosponsored by Representative JACQUES of Waterville, Representative WENTWORTH of Arundel and Senator TITCOMB of Cumberland.

STATE OF MAINE

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

An Act to Require Deposits on Large Oil Containers.



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

4 38 MRSA §1608 is enacted to read:

6 **§1608. Lubricating oil containers**

8 **1. Definitions.** As used in this section, unless the
context otherwise indicates, the following terms have the
following meanings.

10 **A. "Lubricating oil"** means petroleum products used to
12 lubricate parts of a motor or engine.

14 **B. "Container"** means a vessel for retail sale that is at
16 least one gallon in size but does not exceed 5 gallons in
size.

18 **2. Deposit required.** A person selling or offering for sale
lubricating oil in containers must collect a refundable deposit
20 of at least 50¢ per container.

22 **3. Refunds required.** A person selling or offering for sale
containers of lubricating oil must accept, at the point of sale,
24 used lubricating oil containers in reasonably clean condition
from customers and refund the deposit.

26 **4. Labels.** The refund value and the word "Maine" or the
28 abbreviation "ME" must be clearly indicated on every lubricating
oil container sold or offered for sale in this State, by
30 embossing, stamping, labeling or other method of secure
attachment to the container. The refund value may not be
32 indicated on the bottom of the container. Metal containers must
be embossed or stamped on the tops of the containers.

34 **5. Inspection and enforcement.** The Department of
36 Agriculture, Food and Rural Resources shall enforce this section
and may inspect places, buildings or premises governed by this
38 section.

40 **6. Violations.** Any person who does not abide by this
section commits a civil violation subject to section 349.

42
44 **STATEMENT OF FACT**

46 This bill institutes a deposit and refund system on large
lubricating oil containers to ensure their return.