

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 296

H.P. 205

House of Representatives, February 5, 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 GRAHAM of Houlton.

Cosponsored by Senator LUDWIG of Aroostook, Representative DUPLESSIS of Old Town and Representative GURNEY of Portland.

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STATE OF MAINE

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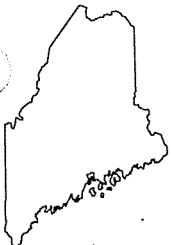
IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Allow Persons with Medical Problems to Purchase Beverages  
in Aseptic Containers.**

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(EMERGENCY)



2 **Emergency preamble.** Whereas, Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

4  
6 **Whereas,** the quality of soy milk is maintained when  
contained in aseptic containers; and

8 **Whereas,** persons in Maine who are lactose intolerant can not  
legally purchase soy milk in aseptic containers through mail  
10 order; and

12 **Whereas,** in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
14 Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
16 safety; now, therefore,

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

20 **32 MRSA §1868, sub-§4,** as repealed and replaced by PL 1989,  
c. 869, Pt. C, §6 and affected by §12, is amended to read:

22  
24 **4. Aseptic and composite material beverage containers.** In a  
container composed, in whole or in part, of aluminum and plastic  
or of aluminum and paper in combination where when those  
26 materials are for practical reasons inseparable. For purposes of  
this subsection, "consumers" does not include persons who have  
28 applied for and received from the commissioner an exemption from  
this prohibition for medical reasons. The commissioner shall  
30 grant an exemption upon proof of valid medical reasons for  
32 purchasing products contained in packages prohibited under this  
subsection.

34 **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.  
36

38 **STATEMENT OF FACT**

40 This bill allows persons with medical problems to apply for  
an exemption to the ban on aseptic or composite material beverage  
42 containers within the State.