

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
SECOND REGULAR SESSION

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P.  
1519, L.D. 2131, Bill, "An Act Relating to Unredeemed Deposits"

Amend the amendment by inserting after the 5th paragraph  
after the title the following:

'Further amend the bill in section 3 in that part designated  
"~~§1863-B.~~" by striking out all of the first line (page 2, line 5  
in L.D.) and inserting in its place the following:

**'§1863-B. Ownership of deposits'**

Further amend the bill in section 10 by striking out all of  
the first paragraph (page 4, lines 48 to 50 and page 5 lines 1 to  
6 in L.D.) and inserting in its place the following:

'Deposits are presumed abandoned and are unclaimed deposits  
when retained by a manufacturer or distributor 60 days after  
being collected during any 3-month period ending the last day of  
March, June, September or December. Deposit initiators pursuant  
to section 1863 1863-A must report deposit-related activity and  
disburse unclaimed deposits in accordance with the provisions of  
this section.'

Further amend the bill by inserting after section 10 the  
following:

'**Sec. 11. 32 MRSA §1866-A, sub-§2**, as enacted by PL 1991, c.  
591, Pt. R, §4 and affected by §18, is amended to read:

**2. Unclaimed deposits.** Each Except for initiators of  
deposit under section 1863-A, subsection 1, each deposit  
initiator shall pay to the Treasurer of State on or before the  
20th day of March, June, September and December an amount equal

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2 to 50% of the unclaimed minimum deposits held by the deposit  
3 initiator. The remaining unclaimed minimum deposits, any other  
4 unclaimed deposits and any income earned on deposits become the  
5 property of the distributor on the day payment is made to the  
6 Treasurer of State. Deposit initiators under section 1863-A,  
7 subsection 1 shall retain all unclaimed deposits. Funds received  
8 by the Treasurer of State under this subsection become the  
9 property of the State and must be deposited in the Maine Solid  
10 Waste Management Fund established in Title 38, section 2201.' '

11 Further amend the amendment by inserting after section 12  
12 the following:

13 'Further amend the bill by renumbering the sections to read  
14 consecutively.

15 Further amend the bill by inserting at the end before the  
16 statement of fact the following:'

17 Further amend the amendment by renumbering the sections to  
18 read consecutively.

#### 24 STATEMENT OF FACT

25 The amendment leaves initiators of deposit of refillable  
26 containers subject to current reporting requirements and  
27 clarifies that all other unclaimed minimum deposits escheat to  
28 the State with 50% retained by the deposit initiators.  
29  
30  
31  
32

Filed by Rep. Sheltra of Biddeford  
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