

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 455

S.P. 131

In Senate, February 1, 2001

An Act to Increase Reimbursement Rates for Maine's Bottle Redemption Businesses.

Reference to the Committee on Business and Economic Development suggested and ordered printed.

A handwritten signature in black ink, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator LONGLEY of Waldo.
Cosponsored by Senators: DAGGETT of Kennebec, DOUGLASS of Androscoggin,
EDMONDS of Cumberland, GAGNON of Kennebec, MARTIN of Aroostook, TREAT of
Kennebec, Representative: MAYO of Bath.

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

2

Sec. 1. 32 MRSA §1863-A, sub-§§1 to 4, as enacted by PL 1991,
4 c. 819, §3, are amended to read:

6 **1. Refillable containers.** For refillable beverage
containers, except wine and spirits containers, the manufacturer
8 shall determine the deposit and refund value according to the
type, kind and size of the beverage container. The deposit and
10 refund value ~~may not be less than~~ is 5¢.

12 **2. Nonrefillable containers; exclusive distributorships.**
For nonrefillable beverage containers, except wine and spirits
14 containers, sold through geographically exclusive
distributorships, the distributor shall determine and initiate
16 the deposit and refund value according to the type, kind and size
of the beverage container. The deposit and refund value ~~must not~~
18 ~~be less than~~ is 5¢.

20 **3. Nonrefillable containers; nonexclusive**
distributorships. For nonrefillable beverage containers, except
22 wine and spirits containers, not sold through geographically
exclusive distributorships, the deposit and refund value ~~may not~~
24 ~~be less than~~ is 5¢.

26 **4. Wine and spirits containers.** For wine and spirits
containers of greater than 50 milliliters, the refund value may
28 ~~not be less than~~ is 15¢. ~~On January 1, 1993, the department~~
~~shall issue a finding on the percentages of wine containers and~~
30 ~~spirits containers returned for deposit. If the department finds~~
~~the return rate of wine containers was less than 60% during the~~
32 ~~year ending September 1992, then, on July 1, 1993, the refund~~
~~value on wine containers may not be less than 25¢. If the~~
34 ~~department finds the return rate of spirits containers was less~~
~~than 60% during the year ending September 1992, then, on July 1,~~
36 ~~1993, the refund value of spirits containers may not be less than~~
~~25¢.~~

38

Sec. 2. 32 MRSA §1866, sub-§4, as amended by PL 1991, c. 819,
40 §7, is further amended to read:

42 **4. Reimbursement of handling costs.** Reimbursement of
handling costs is governed by this subsection.

44

A. In addition to the payment of the refund value, the
46 initiator of the deposit under section 1863-A, subsections
1, 2 and 4 shall reimburse the dealer or local redemption
48 center for the cost of handling beverage containers subject
to section 1863-A, in an amount that equals at least ~~3¢~~ 5¢
50 per returned container.

