

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

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No. 748

H.P. 569

House of Representatives, February 13, 2007

An Act To Expand the Recycling of Beverage Containers

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative NORTON of Bangor. (BY REQUEST)
Cosponsored by Representative: FINCH of Fairfield.

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

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

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

8 **Sec. 2. 32 MRSA §1863-A, sub-§2**, as enacted by PL 1991, c. 819, §3, is
9 amended to read:

10 **2. Nonrefillable containers; exclusive distributorships.** For nonrefillable beverage
11 containers, except wine and spirits containers, sold through geographically exclusive
12 distributorships, the distributor shall determine and initiate the deposit and refund value
13 according to the type, kind and size of the beverage container. The deposit and refund
14 value ~~must~~ may not be less than ~~5¢~~ 10¢.

15 **Sec. 3. 32 MRSA §1863-A, sub-§3**, as enacted by PL 1991, c. 819, §3, is
16 amended to read:

17 **3. Nonrefillable containers; nonexclusive distributorships.** For nonrefillable
18 beverage containers, except wine and spirits containers, not sold through geographically
19 exclusive distributorships, the deposit and refund value may not be less than ~~5¢~~ 10¢.

20 **Sec. 4. 32 MRSA §1865, sub-§2**, as repealed and replaced by PL 1991, c. 819,
21 §5, is amended to read:

22 **2. Brand name.** Refillable glass beverage containers of carbonated beverages, for
23 which the deposit is initiated under section 1863-A, subsection 1, that have a refund value
24 of not less than ~~5¢~~ 10¢ and a brand name permanently marked on the container are not
25 required to comply with subsection 1. The exception provided by this subsection does
26 not apply to glass beverage containers that contain spirits, wine or malt liquor as those
27 terms are defined by Title 28-A, section 2.

28 **SUMMARY**

29 This bill increases the bottle deposit on beverage containers, except wine and spirits
30 containers, from 5¢ to 10¢.