

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2020

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Legislative Document

No. 2148

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H.P. 1538

House of Representatives, March 10, 2020

**An Act To Implement the Recommendations of the Department of  
Environmental Protection Regarding the State's Plastic Bag  
Reduction Law**

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Reported by Representative TUCKER of Brunswick for the Joint Standing Committee on Environment and Natural Resources pursuant to the Maine Revised Statutes, Title 38, section 1772, subsection 5.

A handwritten signature in cursive script that reads "R. B. Hunt".

ROBERT B. HUNT  
Clerk

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

2 **Sec. 1. 38 MRSA §1611, sub-§1, ¶H,** as enacted by PL 2019, c. 346, §2, is  
3 amended to read:

4 H. "Single-use carry-out bag" means a bag that is made of plastic, paper or other  
5 material provided by a retail establishment ~~at the point of sale~~ within the retail  
6 establishment for the purpose of transporting merchandise away from the retail  
7 establishment or for packaging, protecting or otherwise containing merchandise  
8 within the retail establishment and that is not a recycled paper bag or a reusable bag.

9 **SUMMARY**

10 This bill, which is reported out by the Joint Standing Committee on Environment and  
11 Natural Resources pursuant to the Maine Revised Statutes, Title 38, section 1772,  
12 subsection 5, implements the recommendations of the Department of Environmental  
13 Protection regarding the State's plastic bag reduction law, as contained in its annual  
14 report on the State's product stewardship programs pursuant to Title 38, section 1772,  
15 subsection 2. The bill amends in that law the definition of "single-use carry-out bag" to  
16 clarify that this definition includes bags provided within a retail establishment other than  
17 at the point of sale and includes bags used for packaging, protecting or otherwise  
18 containing merchandise within the retail establishment.