

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1993

All contributions, purchases and bequests of artifacts for the Blaine House and grounds must be reported in writing to the Maine State Museum Commission at least quarterly. The Maine State Museum Commission shall consider these acquisitions for inclusion in the Blaine House Historic Collection and report its decisions to the Blaine House Commission at least quarterly. For the purposes of this section, the "Blaine House Historic Collection" consists of all artifacts associated with the Blaine House and grounds that, in the judgment of the Maine State Museum Commission, are determined culturally or historically significant to the Blaine House, its inhabitants or the State.

Sec. 2. 5 MRSA §12004-I, sub-§75-B is enacted to read:

<u>75-B.</u>	<u>Blaine House</u>	<u>Not</u>	<u>5 MRSA</u>
<u>State</u>	<u>Commission</u>	<u>Authorized</u>	<u>§322</u>
<u>Government</u>			

See title page for effective date.

CHAPTER 591

H.P. 193 - L.D. 256

An Act to Allow the Use of Advanced Lightweight Beverage Containers

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

Sec. 1. 32 MRSA §1862, sub-§2, as amended by PL 1993, c. 72, §1, is further amended to read:

2. Beverage container. "Beverage container" means a bottle, can, jar or other container made of glass, metal or plastic that has been sealed by a manufacturer and at the time of sale contains 4 liters or less of a beverage. This term does not include a container composed, in whole or in part, of aluminum and plastic or aluminum and paper in combination as long as the aluminum content represents 10% or less of the unfilled container weight, the container materials represent 5% or less of the total weight of the container and its contents, and the container is filled with a nonalcoholic beverage.

Sec. 2. 32 MRSA §1868, as amended by PL 1991, c. 304, §3, is further amended to read:

§1868. Prohibition on certain types of containers and holders

~~No~~ A beverage may not be sold or offered for sale to consumers in this State:

1. Flip tops. In a metal container designed or constructed so that part of the container is detachable for the purpose of opening the container without the aid of a separate can opener, except that nothing in this subsection prohibits the sale of a container, the only detachable part of which is a piece of adhesive-backed tape; and

3. Plastic cans. In a container composed of one or more plastics if the basic structure of the container, exclusive of the closure device, also includes aluminum or steel; and

~~**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 those materials are for practical reasons inseparable. No milk or dairy derived products in liquid form to which additional flavoring ingredients have been added may be sold in containers prohibited under this subsection.~~

Sec. 3. State plan; amended. The Executive Director of the Maine Waste Management Agency shall incorporate a projection of anticipated recycling rates for polycoated paperboard in the State's solid waste management plan under the Maine Revised Statutes, Title 38, section 2123.

Sec. 4. Report. By February 1, 1995, the Maine Waste Management Agency shall submit a report to the joint standing committee of the Legislature having jurisdiction over natural resources matters detailing the status of activities undertaken pursuant to the agency's service agreement with Tetra-Pak, Inc. Additional information concerning the program described in the agreement may be presented to the committee by any interested party. The committee shall review the report and any additional information. Following the review, the committee may introduce and report out legislation requiring an additional status report by the agency to the committee by January 15, 1996, reestablishing the prohibition on the sale of aseptic beverage packaging 90 days following the adjournment of the Second Regular Session of the 117th Legislature, or requiring both the report and the prohibition.

Sec. 5. Effective date. Sections 1 and 2 of this Act take effect on September 1, 1994.

See title page for effective date, unless otherwise indicated.
