

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Paul Kujawski**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to prevent fraudulent redemption of empty beverage containers subject to the bottle law.

PETITION OF:

NAME:

Paul Kujawski

DISTRICT/ADDRESS:

8th Worcester

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3326 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT TO PREVENT FRAUDENT REDEMPTION OF EMPTY BEVERAGE CONTAINERS SUBJECT TO THE BOTTLE LAW.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Section 323 of Chapter 94 of the Massachusetts General Laws is hereby amended by adding  
2 the following at the end thereof:  
3 J. All vending machines in the Commonwealth which accept and redeem empty beverage containers subject to this  
4 Section from consumers, shall be designed to identify and redeem only beverage containers upon which a refund  
5 value is imposed and collected, and to reject beverage containers which are not subject to a refund value. No such  
6 vending machine may be sold or leased to, or otherwise placed in operation, at a dealer or redemption center  
7 location after May 1, 2001, which is not in compliance with this section. Any such vending machines operating at  
8 dealer or redemption center locations in the Commonwealth prior to May 1, 2001 may continue in operation, but  
9 must be re-designed by the machine manufacturer to comply with this section. The Secretary of Environmental  
10 Affairs shall determine the schedule for implementing compliance by existing machines based upon a finding by  
11 the Secretary that the technology is available for the machines to properly identify and redeem only beverage  
12 containers with a refund value and reject all other beverage containers. In no event shall this subsection be  
13 interpreted to authorize the Secretary to mandate any additional labeling so that vending machines can better  
14 identify Massachusetts containers.