

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Karen E. Spilka

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 Relative to Reusable Beverage Containers .

PETITION OF:

NAME:

Karen E. Spilka

DISTRICT/ADDRESS:

Second Middlesex and Norfolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO REUSABLE BEVERAGE CONTAINERS.

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 General Laws, as appearing in the 2006 Official
2 Edition, is hereby amended by striking out in line 36 the words “one cent” and inserting in place
3 thereof the following:- 3 ¼ cents.

4 **SECTION 2.** Subsection (e) of said section 323 of said chapter 94, as so appearing is hereby
5 amended by adding the following sentence. The commissioner shall review the handling fee
6 every 5 years and may make changes based on the consumer price index.

7 **SECTION 3.** Said section 323 of said chapter 94, as so appearing hereby amended by adding
8 the following 2 subsections:-

9 (J) Stores may opt out of the obligation to accept returns upon the permission of the
10 commissioner. Only stores of less than 5,000 square feet shall be eligible for this exemption.

11 (K) Distributors shall pick up containers from redemption centers and stores free of
12 charge.