

**SENATE . . . . . No. 01693**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Karen E. Spilka*

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*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..

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Karen E. Spilka</i>	<i>Second Middlesex and Norfolk</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>

# SENATE . . . . . No. 01693

By Ms. Spilka, petition (accompanied by bill, Senate, No. 1693) of Sannicandro, Walsh and Spilka for legislation relative to reusable beverage containers [Joint Committee on Telecommunications, Utilities and Energy].

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE  
□ SENATE  
□ , NO. 1535 OF 2009-2010.]

## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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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 2008  
2 Official Edition, is hereby amended by striking out, in line 36, the words “one cent” and  
3 inserting in place thereof the following:- “3 ¼ cents”.

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

8           SECTION 3. Said section 323 of said chapter 94, as so appearing, is hereby amended  
9 by inserting at the end thereof the following 2 subsections:-

10           (J) Any distributor may opt out of the obligation to accept returns upon the permission  
11 of the commissioner; provided however, that the dealer's facility shall be less than 5,000 square  
12 feet to be eligible for this exemption.

13           (K) Distributors shall pick up containers from redemption centers and dealers free of  
14 charge.