

HOUSE No. 3091

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

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

- 15 mandate any additional labeling so that vending machines can better identify Massachusetts
- 16 containers.