

# SENATE . . . . . No. 775

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## The Commonwealth of Massachusetts

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In the Year Two Thousand Nine  
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An Act authorizing cities and towns to prohibit the sale or use of polystyrene packaging..

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

1           Notwithstanding any general or special law to the contrary, a city or town may prohibit  
2   the sale or use of polystyrene packaging products by any vendor, commercial or retail user of  
3   polystyrene unless the vendors or retail users of such products demonstrate to an official  
4   designated by the chief executive officer of the city or town that such vendors or users are  
5   actively engaged in a comprehensive effort to recycle the polystyrene packaging materials which  
6   it generates. Such recycling effort shall include ongoing collection and delivery of such  
7   packaging materials to an established recycling facility.