

**SENATE . . . . . No. 1616**

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**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 adoption of the accompanying bill:

An Act relative to reusable beverage containers.

PETITION OF:

NAME:

*Karen E. Spilka*

DISTRICT/ADDRESS:

*Second Middlesex and Norfolk*

**SENATE . . . . . No. 1616**

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By Ms. Spilka, a petition (accompanied by bill, Senate, No. 1616) of Karen E. Spilka for legislation relative to reusable beverage containers . Telecommunications, Utilities and Energy.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1693 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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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  
2 the 2010 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  
5 appearing, is hereby amended by inserting at the end thereof the following sentence:- “The  
6 commissioner shall review the handling fee every 5 years and may make changes based on the  
7 consumer price index.”

8                   SECTION 3. Said section 323 of said chapter 94, as so appearing, is hereby  
9 amended 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  
11 permission of the commissioner; provided however, that the dealer’s facility shall be less than  
12 5,000 square feet to be eligible for this exemption.

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