

House Study Bill 587 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
ENVIRONMENTAL PROTECTION
BILL BY CHAIRPERSON JONES)

A BILL FOR

- 1 An Act relating to the refund values and handling fees
- 2 for return of beverage containers and making penalties
- 3 applicable.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 455C.2, Code 2016, is amended to read as
2 follows:

3 **455C.2 Refund values.**

4 1. A refund value of not less than ~~five~~ ten cents shall
5 be paid by the consumer on each beverage container sold in
6 this state by a dealer for consumption off the premises.

7 Upon return of the empty beverage container upon which a
8 refund value has been paid to the dealer or person operating
9 a redemption center and acceptance of the empty beverage
10 container by the dealer or person operating a redemption
11 center, the dealer or person operating a redemption center
12 shall return the amount of the refund value to the consumer.

13 2. In addition to the refund value provided in subsection
14 1 of [this section](#), a dealer, or person operating a redemption
15 center who redeems empty beverage containers or a dealer agent
16 shall be reimbursed by the distributor required to accept the
17 empty beverage containers an amount which is ~~one-cent~~ two cents
18 per container. A dealer, dealer agent, or person operating a
19 redemption center may compact empty metal beverage containers
20 with the approval of the distributor required to accept the
21 containers.

22 Sec. 2. Section 455C.5, subsection 3, Code 2016, is amended
23 to read as follows:

24 3. The provisions of [subsections 1 and 2 of this section](#) do
25 not apply to a refillable glass beverage container which has
26 a brand name permanently marked on it and which has a refund
27 value of not less than ~~five~~ ten cents, to any other refillable
28 beverage container which has a refund value of not less than
29 ~~five~~ ten cents and which is exempted by the director under
30 rules adopted by the commission, or to a beverage container
31 sold aboard a commercial airliner or passenger train for
32 consumption on the premises.

33

EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

1 This bill changes the refund value paid by consumers for
2 beverage containers from 5 cents to 10 cents. The bill
3 also modifies the language in Code section 455C.5, regarding
4 exceptions for refillable glass beverage containers, to be
5 consistent with that change.

6 The bill also changes the reimbursement paid by distributors
7 to dealers, persons operating a redemption center, or dealer
8 agents from 1 cent to 2 cents.

9 According to Code section 455C.12, any person who
10 violates Code section 455C.2 or 455C.5 is guilty of a simple
11 misdemeanor. A simple misdemeanor is punishable by confinement
12 for no more than 30 days or a fine of at least \$65 but not more
13 than \$625 or by both.