

Amended: 4/6/90
Offered: 3/21/90
Referred: Rules

6-2097E

Original sponsor(s): REP. COLLINS, Koponen, Finkelstein, Navarre, Hanley,
Swackhammer, Davidson, Leman, C.Davis, Brown, Barnes, Boyer, Menard,
Boucher

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 532 (Finance) am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act requiring the placement of certain coding on
7 certain plastic bottles and containers; and providing
8 for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 46.06 is amended by adding a new section to read:

11 Sec. 46.06.095. CODING REQUIRED. (a) A person may not manufac-
12 ture, sell, or offer to sell a plastic bottle or a rigid plastic
13 container unless a code that identifies the type of resin used to
14 produce the bottle or container and that complies with (b) of this
15 section is molded into or imprinted on or near the bottom of the
16 bottle or container.

17 (b) The department shall establish by regulation the content and
18 design for the code required under (a) of this section. The regula-
19 tions and further amendments to those regulations shall be consistent
20 with applicable federal requirements concerning plastic product label-
21 ing. Prior to the establishment of any applicable federal require-
22 ments concerning plastic product labeling, the department shall use
23 the codification system designed by the Society of the Plastics Indus-
24 try, Inc., including the following features:

25 (1) a code number placed within an equilateral triangle of
26 arrows, and code letters placed below the triangle of arrows, in which

27 (A) the triangle is formed by three arrows with the
28 apex of the point of each triangle at the midpoint of each arrow,
29 rounded with a short radius;

1 (B) the arrowhead of each arrow is at the midpoint of
2 each side of the triangle with a short gap separating the arrow-
3 head from the base of the adjacent arrow; and

4 (C) the triangle formed by the arrows depicts a clock-
5 wise path around the number;

6 (2) the following code numbers and letters to be used in
7 (1) of this subsection to identify types of resin:

8 (A) 1 and PETE, representing polyethylene terephthal-
9 ate;

10 (B) 2 and HDPE, representing high density polyethy-
11 lene;

12 (C) 3 and V, representing vinyl;

13 (D) 4 and LDPE, representing low density polyethylene;

14 (E) 5 and PP, representing polypropylene;

15 (F) 6 and PS, representing polystyrene; and

16 (G) 7 and OTHER, representing all other plastic res-
17 ins.

18 (c) The department shall maintain a list of the codes estab-
19 lished under (b) of this section and provide a copy of the list upon
20 request.

21 (d) A person who violates (a) of this section is subject to a
22 civil penalty of \$50 for each violation. Penalties imposed under this
23 subsection for a series of related violations by the same person may
24 not exceed \$500. The superior court may enjoin a person from violat-
25 ing (a) of this section.

26 (e) In this section,

27 (1) "plastic" means a material made of polymeric organic
28 compounds and additives that can be shaped by flow;

29 (2) "plastic bottle" means a plastic container that is

1 intended for single use and that

2 (A) has a neck smaller than the body of the container;

3 (B) accepts a screw-top, snap-cap, or other closure;

4 and

5 (C) has a capacity of not less than 16 fluid ounces or
6 more than five gallons;

7 (3) "rigid plastic container" means a formed or molded
8 container that is intended for single use, that is composed predomi-
9 nately of plastic resin, and that has a relatively inflexible finite
10 shape or form having a capacity of not less than eight ounces or more
11 than five gallons; "rigid plastic container" does not include a plas-
12 tic bottle.

13 * Sec. 2. This Act takes effect July 1, 1991.