

SENATE AMENDMENTS TO SENATE BILL 1508

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

February 16

1 On page 1 of the printed bill, line 2, after “containers;” insert “creating new provisions;
2 amending ORS 459.992;”.

3 In line 8, delete “as established by” and insert “specified in”.

4 In line 11, delete “as established by” and insert “specified in”.

5 In line 28, delete “that carry a refund value returned” and insert “returned for the refund value
6 specified in ORS 459A.705”.

7 On page 2, line 1, after “value” insert “specified in ORS 459A.705”.

8 In line 6, delete “aluminum,” and after “glass” insert “, metal”.

9 In line 11, delete “aluminum,” and after “glass” insert “, metal”.

10 Delete lines 12 and 13 and insert:

11 “(6)(a) By August 1 of each calendar year, using the beverage container return data provided
12 in subsection (5)(b) of this section, the Oregon Liquor Control Commission shall calculate the pre-
13 vious calendar year’s percentage of beverage containers returned for the refund value specified in
14 ORS 459A.705 for each distributor cooperative. The commission shall carry out the calculation sep-
15 arately for glass, metal and plastic beverage containers and shall post the percentages on the
16 commission’s website.

17 “(b) By August 1 of each calendar year, using the beverage container return data provided in
18 subsection (5)(c) of this section, the commission shall calculate the previous calendar year’s per-
19 centage of beverage containers returned for the refund value specified in ORS 459A.705 for each
20 distributor or importer that does not participate in a distributor cooperative. The commission shall
21 carry out the calculation separately for glass, metal and plastic beverage containers and shall post
22 the percentages on the commission’s website.

23 “(c) By August 1 of each calendar year, using the beverage container return data provided in
24 subsection (5)(b) and (c) of this section, the commission shall calculate the previous calendar year’s
25 percentage of beverage containers returned for the refund value specified in ORS 459A.705 for all
26 distributors and importers in Oregon. The commission shall carry out the calculation for all
27 beverage containers, and separately for glass, metal and plastic beverage containers, and shall post
28 the percentages on the commission’s website.

29 “(d) Except for the percentages described in paragraphs (a) to (c) of this subsection, the com-
30 mission may not disclose any information provided by a distributor, an importer or a distributor
31 cooperative under subsection (5) of this section.”.

32 After line 15, insert:

33 “**SECTION 4.** ORS 459.992 is amended to read:

34 “459.992. (1) The following are Class A misdemeanors:

35 “(a) Violation of rules or ordinances adopted under ORS 459.005 to 459.105 and 459.205 to

1 459.385.

2 “(b) Violation of ORS 459.205.

3 “(c) Violation of ORS 459.270.

4 “(d) Violation of ORS 459A.080.

5 “(e) Violation of ORS 459.272.

6 “(2) Each day a violation referred to by subsection (1) of this section continues constitutes a
7 separate offense. Such separate offenses may be joined in one indictment or complaint or information
8 in several counts.

9 “(3) Violation of ORS 459A.705, 459A.710 or 459A.720 **or section 2 (5) of this 2012 Act** is a
10 Class A misdemeanor.

11 “(4) In addition to the penalty prescribed by subsection (3) of this section, the Oregon Liquor
12 Control Commission or the State Department of Agriculture may revoke or suspend the license of
13 any person who willfully violates ORS 459A.705, 459A.710 or 459A.720 **or section 2 (5) of this 2012**
14 **Act**, who is required by ORS chapter 471 or 635, respectively, to have a license.”.

15 In line 16, delete “4” and insert “5”.

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