House Bill 3089
Sponsored by Representative CLEM (at the request of Patrick Spencer)

SUMMARY
The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor’s brief statement of the essential features of the measure as introduced.

Prohibits persons engaged in bottling wine for commercial purposes from using single-use plastic wine closures to seal wine bottles. Allows Oregon Liquor Control Commission to impose civil penalty of not more than $250 per day of violation.

A BILL FOR AN ACT
Relating to single-use plastic wine closures.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) As used in this section:
(a) “Single-use plastic wine closure” means a synthetic cork or any other closure, of which a majority is composed of plastic that is derived from petroleum or from a biologically based polymer such as corn, sugarcane or another plant source, and that is intended:
(A) To seal a bottle that contains wine;
(B) For use with a single bottle; and
(C) For disposal after use with a single bottle.
(b) “Wine” has the meaning given that term in ORS 471.001.

(2) A person engaged in bottling wine for commercial purposes may not use a single-use plastic wine closure to seal a bottle that contains wine.

SECTION 2. (1) The Oregon Liquor Control Commission may impose a civil penalty not to exceed $250 for a violation of section 1 of this 2019 Act. Each day of violation constitutes a separate offense.

(2) Civil penalties described in this section shall be imposed in the manner provided in ORS 183.745.

(3) All penalties recovered under this section shall be paid into the State Treasury and credited to the General Fund and are available for general governmental expenses.

NOTE: Matter in boldfaced type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in boldfaced type.

LC 1136