

1987 Assembly Bill 243

Date of enactment: **November 25, 1987**
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1987 Wisconsin Act 108

AN ACT to create 134.77 of the statutes, relating to prohibiting the sale of certain beverage containers and providing a penalty.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 134.77 of the statutes is created to read:

134.77 Beverage container regulation. (1) DEFINITIONS. In this section:

(a) "Beverage" means any alcohol beverage, as defined in s. 125.02 (1), malt beverage, tea, bottled drinking water, as defined under s. 97.34 (1) (a), soda water beverage, as defined under s. 97.34 (1) (b), or fruit or vegetable juice or drink which is intended for human consumption.

(b) "Beverage container" means an individual, separate, sealed plastic or metal container for a beverage.

(2) SELF-OPENING METAL BEVERAGE CONTAINERS. (a) No person may sell or offer for sale at retail in this state any metal beverage container so designed and constructed that it is opened by detaching a metal ring or tab.

(b) Paragraph (a) does not prohibit the sale of a beverage container which:

1. Is sealed with laminated tape, foil or other soft material that is detachable.

2. Contains milk-based, soy-based or similar products which require heat and pressure in the canning process.

(3) PLASTIC CONNECTORS. No person may sell or offer for sale at retail in this state any beverage container if the beverage container is connected to another beverage container by means of a device constructed of a material which does not decompose by photodegradation or biodegradation within a reasonable time after exposure to weather elements.

(4) PENALTY. Any person who violates sub. (2) or (3) shall forfeit not more than \$500 for each violation. Each day of violation constitutes a separate offense.

SECTION 2. **Effective date.** This act takes effect on January 1, 1990.
