

# HB2386



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2386

by Rep. Peter Breen

### SYNOPSIS AS INTRODUCED:

415 ILCS 5/21.2

from Ch. 111 1/2, par. 1021.2

Amends the Environmental Protection Act. Provides that a person may sell or offer for sale at retail in the State any metal beverage container designed and constructed in such a manner that a part of the container is detachable in opening the container without the aid of a can opener if the part comprises substantially all of one of the ends of the metal beverage container.

LRB100 08060 MJP 18145 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by  
5 changing Section 21.2 as follows:

6 (415 ILCS 5/21.2) (from Ch. 111 1/2, par. 1021.2)

7 Sec. 21.2. (a) After June 30, 1988, no person may sell or  
8 offer for sale at retail in this State any metal beverage  
9 container acquired by the seller or retailer after that date  
10 which is designed and constructed in such a manner that a part  
11 of the container is detachable in opening the container without  
12 the aid of a can opener, unless the part comprises  
13 substantially all of one of the ends of the metal beverage  
14 container.

15 (b) For purposes of this Section:

16 (1) "Beverage" means beer or other malt beverages, mineral  
17 water, soda water or carbonated soft drinks, in liquid form and  
18 intended for human consumption.

19 (2) "Metal beverage container" means any can or other  
20 container which is composed exclusively or predominantly of  
21 metal or metallic alloys (except those sold to interstate  
22 common carriers for use in passenger service) and which  
23 contains or did contain a beverage.

1           (c) Any person who violates this Section is guilty of a  
2 business offense and shall be subject to a fine of \$500 for the  
3 first such violation. Any person who violates this Section a  
4 second or subsequent time shall be guilty of a business offense  
5 and shall be subject to a fine of \$2,000.

6           (Source: P.A. 85-914.)