

FIRST REGULAR SESSION

# SENATE BILL NO. 305

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR PARSON.

Read 1st time February 21, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1492S.011

## AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to the sale of plastic bulk merchandise containers, with penalty provisions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be known as section 407.306, to read as follows:

**407.306. 1. Before purchasing ten or more plastic bulk merchandise containers from an individual at one time, any person who is in the business of recycling, shredding, or destroying plastic bulk merchandise containers shall:**

**(1) Obtain from such individual proof of lawful ownership for the containers;**

**(2) Create a record that contains:**

**(a) The name, address, and telephone number of the individual or the individual's authorized representative;**

**(b) A description of the containers, including the number of containers to be purchased; and**

**(c) The date of the transaction; and**

**(3) Verify the identity of the individual selling the containers or representing the seller from a driver's license or other government-issued identification card that includes the individual's photograph and record information.**

**2. A person who is in the business of recycling, shredding, or destroying plastic bulk merchandise containers shall:**

**(1) Not use an artifice to avoid the application of this section, including documenting purchases from the same individual on the same day as multiple transactions; and**

22           **(2) Retain the record required in subdivision (2) of subsection 1**  
23 **of this section for one year from the date the containers are either**  
24 **purchased or delivered, whichever occurs later. Such record shall be**  
25 **made available to any law enforcement officer upon request.**

26           **3. A person who is in the business of recycling, shredding, or**  
27 **destroying plastic bulk merchandise containers who violates any**  
28 **provision of this section is guilty of a class A misdemeanor.**

29           **4. As used in this section, the term "person" shall mean an**  
30 **individual, partnership, limited liability company, corporation,**  
31 **association, joint venture, or other commercial entity.**

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Bill

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