

HOUSE BILL NO. 389

**IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION**

BY REPRESENTATIVES ULMER, Brown, B.Davis

Introduced: 1/13/92

Referred: Resources, Labor & Commerce

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the recycling of automobile batteries."

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

3 * Section 1. AS 46.06 is amended by adding a new section to read:

4 Sec. 46.06.105. AUTOMOBILE BATTERY RECYCLING. (a) A person who sells lead
5 acid automobile batteries at retail shall accept for recycling a used lead acid automobile battery
6 from a person who purchases a lead acid automobile battery from the retailer. If the purchaser
7 does not provide the retailer with a used lead acid automobile battery when making the purchase,
8 the retailer may charge the purchaser an additional fee of \$5. The retailer shall refund the \$5
9 fee to the purchaser if within six months of the purchase the purchaser provides the retailer with
10 a used lead acid automobile battery. The retailer may keep the \$5 fee if the purchaser does not
11 claim the fee within the six months.

12 (b) A retailer shall recycle the batteries that the retailer receives from purchasers under
13 (a) of this section.

14 (c) A retailer shall post in a manner that is clearly visible to purchasers of lead acid

1 automobile batteries a notice that is at least 8-1/2 inches by 11 inches, that contains the universal
2 recycling symbol, and that states:

3 **NOTICE: USED BATTERIES**

4 This retailer is required to accept your used lead acid automobile battery for
5 recycling when you purchase a lead acid automobile battery from the retailer. If
6 you do not give the retailer a used lead acid automobile battery when you make
7 your purchase, the retailer may charge you an additional fee of \$5. The retailer
8 is required to refund the \$5 fee to you if you provide the retailer with a used lead
9 acid automobile battery within six months after you purchase the battery from the
10 retailer. If you do not claim the fee within the six months, the retailer may keep
11 the fee.

12 (d) A retailer who advertises lead acid automobile batteries shall indicate in the
13 advertisement that an extra charge will be added to the price of the battery at the time of the sale
14 if a used lead acid automobile battery is not exchanged for the new one.

15 (e) In this section, "retailer" means a person who sells lead acid automobile batteries at
16 retail.

17 * Sec. 2. AS 45.50.471(b) is amended by adding a new paragraph to read:

18 (31) failing to comply with AS 46.06.105.