

CS FOR HOUSE BILL NO. 389 (RESOURCES)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE RESOURCES COMMITTEE

Offered: 2/7/92

Referred: Labor & Commerce

Sponsor(s): REPRESENTATIVES ULMER, Brown, B.Davis, Boyer, Finkelstein

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the recycling of lead acid 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. **LEAD ACID BATTERY RECYCLING.** (a) A person who sells lead
5 acid batteries at retail or at wholesale shall accept for recycling a used lead acid battery for each
6 lead acid battery purchased from the person.

7 (b) A person who sells lead acid batteries at retail or wholesale shall recycle the batteries
8 received by the person from purchasers under (a) of this section.

9 (c) If a person who purchases a lead acid battery from a retailer does not provide the
10 retailer with a used lead acid battery when making the purchase, the retailer shall charge the
11 purchaser an additional fee of not less than \$5. The retailer shall refund the fee to the purchaser
12 if within six months of the purchase the purchaser provides the retailer with a used lead acid
13 battery. The retailer may keep the fee if the purchaser does not claim the fee within the six
14 months.

1 (d) A retailer shall post in a manner that is clearly visible to purchasers of lead acid
2 batteries a notice that is at least 8-1/2 inches by 11 inches, that contains the universal recycling
3 symbol, and that states:

4 NOTICE: USED BATTERIES

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

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

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

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

17 (31) failing to comply with AS 46.06.105.

18 * Sec. 3. APPLICABILITY. For one year after the effective date of this Act, AS 46.06.105, enacted
19 by sec. 1 of this Act, does not apply to the sale of a lead acid battery if the sale occurs in a municipality
20 or unincorporated community that has a population less than 1,000, that is not on the state road or
21 marine highway system, and that does not have regular jet service.