


OFFICE OF
MARY M. CHEH

Councilmember, Ward 3 | Chair, Committee on Transportation & the Environment

MEMORANDUM

To: Chairman Phil Mendelson
FROM: Councilmember Mary M. Cheh 
DATE: December 2, 2021
SUBJECT: Requests for the December 7, 2021 Legislative Meeting

I request that the following emergency measures be agendized for the December 7, 2021 Legislative Meeting:

- Battery Stewardship Program Emergency Amendment Act of 2021
- Battery Stewardship Program Emergency Declaration Resolution of 2021
- Battery Stewardship Program Temporary Amendment Act of 2021

Section 129(b) of Title I of the Sustainable Solid Waste Management Amendment Act of 2014 requires battery stewardship organizations to submit proposed battery stewardship plans to the District Department of Energy and the Environment (“DOEE”) by January 1, 2022. These provisions were funded in the Fiscal Year 2022 Local Budget Act of 2021 and became effective on October 1, 2021.

These plans must include: a list of producers and brands; an anticipated annual budget for the plan; performance goals for each of the first three years of implementation; a description of how the organizations will provide for the collection of batteries from consumers; a description of how the organization will arrange for components of the batteries to be recycled; a list of key participants; a description of the organization’s consumer education and outreach plans; and any other information required by rulemaking.

It has recently come to light that this deadline does not give battery stewardship organizations sufficient time to develop their proposed battery stewardship plans for submission to DOEE, because DOEE has not yet issued the regulations necessary to instruct the battery stewardship organizations on what to include in their proposed plans. This emergency legislation is necessary to give battery stewardship organizations sufficient time to develop and submit their proposed battery stewardship plans to DOEE

Copies of the draft emergency measures are attached. Please contact Michael Porcello at 724-8062 or mporcello@dccouncil.us if you have any questions.