

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to amend the Sustainable Solid Waste Management Amendment Act of 2014 to extend the deadline for the submission of proposed battery stewardship plans by battery stewardship organizations to January 1, 2023.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Battery Stewardship Program Emergency Declaration Resolution of 2021”.

Sec. 2. (a) Section 129(b) of the Sustainable Solid Waste Management Amendment Act of 2014, effective March 16, 2021 (D.C. Law 20-154; D.C. Official Code § 8-771.02), requires battery stewardship organizations to submit proposed battery stewardship plans to the 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.

(b) A proposed battery stewardship plan must include a list of producers and brands, an anticipated annual budget for the battery stewardship plan, performance goals for each of the first 3 years of implementation, a description of how the battery stewardship organization 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 in the battery

33 collection program, a description of the education and outreach that will be used to inform
34 consumers about the battery collection program, and any other information required by the
35 Mayor through rulemaking.

36 (c) It has recently come to light that the January 1, 2021, deadline does not give battery
37 stewardship organizations sufficient time to develop their proposed battery stewardship plans for
38 submission to DOEE because DOEE has not yet issued the regulations necessary to instruct the
39 battery stewardship organizations on what to include in their proposed plans.

40 (d) This emergency legislation is necessary to give DOEE sufficient time to issue the
41 regulations and to give battery stewardship organizations sufficient time to develop and submit
42 their proposed battery stewardship plans to DOEE.

43 Sec. 3. The Council of the District of Columbia determines that the circumstances
44 enumerated in section 2 constitute emergency circumstances making it necessary that the Battery
45 Stewardship Program Emergency Amendment Act of 2021 be adopted after a single reading.

46 Sec. 4. This resolution shall take effect immediately.