

# MAINE STATE LEGISLATURE

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NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1237, L.D. 1661, Bill, "An Act To Ban the Sale of Novelties Containing Batteries with Mercury"

Amend the bill by striking out the title and substituting the following:

'Resolve, Regarding the Sale of Batteries Containing Mercury'

Further amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1. Review. Resolved: That the Department of Environmental Protection shall review the sale of batteries containing mercury. The review must include consideration of the following:

1. The amount of mercury in foreign-made batteries sold in the State and the United States, including, but not limited to, foreign-made batteries sold with a consumer product;

2. Whether stacked button cell batteries meet the mercury content specifications of the Maine Revised Statutes, Title 38, section 2165;

3. Whether Title 38, section 2165 should be amended to include other battery chemistries;

4. Whether and how button cell batteries should be collected for recycling;

COMMITTEE AMENDMENT

2 5. Whether and how button cell batteries should be labeled;

4 6. Whether the use of button cell batteries should be  
prohibited in some applications, including novelties; and

6

8 7. Whether nonmercury alternatives are available and, if  
so, to what extent and at what cost; and be it further

10 **Sec. 2. Report. Resolved:** That the Department of  
12 Environmental Protection shall submit a report to the joint  
standing committee of the Legislature having jurisdiction over  
14 natural resources matters by January 14, 2005 regarding its  
review of the sale of batteries containing mercury.'

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### SUMMARY

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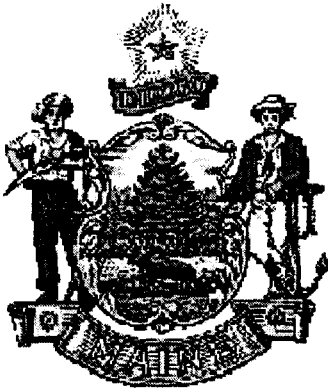
20 This amendment replaces the bill with a resolve. It directs  
the Department of Environmental Protection to study the sale of  
batteries that contain mercury. It also directs the department  
22 to submit a report of its findings to the joint standing  
committee of the Legislature having jurisdiction over natural  
24 resources matters by January 14, 2005.

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**FISCAL NOTE REQUIRED**  
(See attached)

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**121st Maine Legislature  
Office of Fiscal and Program Review**



**LD 1661**

**An Act To Ban the Sale of Novelties Containing Batteries with Mercury**

**LR 2228(02)**

**Fiscal Note for Bill as Amended by Committee Amendment " "**

**Committee: Natural Resources**

**Fiscal Note Required: Yes**

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**Fiscal Note**

Minor cost increase - Other Special Revenue Fund

**Fiscal Detail and Notes**

The additional costs associated with conducting a study regarding the sale of batteries that contain mercury can be absorbed by the Department of Environmental Protection utilizing existing budgeted resources. The department will retain a consultant to help gather information and pay for these services with the existing allocations from the Solid Waste Management Fund.