

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 1026

S.P. 390

In Senate, March 17, 2009

### An Act Concerning Mercury-added Button Cell Batteries

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Reported by Senator GOODALL of Sagadahoc for the Department of Environmental Protection pursuant to Public Law 2005, chapter 509, section 3.

Reference to the Committee on Natural Resources suggested and ordered printed under Joint Rule 218.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 38 MRSA §1661-C, sub-§9**, as enacted by PL 2005, c. 509, §2, is  
3 repealed and the following enacted in its place:

4 **9. Button cell batteries.** This subsection governs the sale of mercury-added button  
5 cell batteries.

6 A. After June 30, 2011, a person may not sell or offer to sell or distribute for  
7 promotional purposes a mercury-added button cell battery identified in this paragraph  
8 or a product that contains a mercury-added button cell battery identified in this  
9 paragraph:

10 (1) A zinc-air button cell battery;

11 (2) An alkaline manganese button cell battery; or

12 (3) A silver oxide button cell battery stamped with the designation SR357,  
13 SR364, SR371, SR377 or SR395; and

14 B. After January 1, 2015, a person may not sell or offer to sell or distribute for  
15 promotional purposes a silver oxide mercury-added button cell battery or a product  
16 that contains a silver oxide mercury-added button cell battery.

17 **Sec. 2. 38 MRSA §2165, sub-§6, ¶D**, as enacted by PL 1991, c. 808, §2, is  
18 amended to read:

19 D. An alkaline manganese battery manufactured on or after January 1, 1996 that  
20 contains any added mercury except that, until June 30, 2011, any alkaline manganese  
21 battery resembling a button or coin in size and shape, ~~may contain~~ that contains no  
22 more than 25 milligrams of mercury may be sold.

23 **SUMMARY**

24 This bill implements the recommendations of the Department of Environmental  
25 Protection in its report to the Legislature pursuant to Public Law 2005, chapter 509. The  
26 bill amends the ban on the sale of mercury-added button cell batteries.