

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1907  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

On page 3, Section 2, line 18 by adding after the word "battery" and before the "," the following phrase "weighing more than eleven (11) pounds";

On page 3, Section 2, line 19 by deleting the word "vehicle" and after the word "battery" and before the "," by adding the following language "designed to power a vehicle, part of a motor vehicle, or a component part of a motor vehicle assembled by, or for, a vehicle manufacturer or franchised dealer, including replacement parts for use in a motor vehicle"

On page 21, section 10, line 20.5 by adding the following new sections 10 and 11 and renumbering subsequent sections:

"SECTION 10. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2129 of Title 27A, unless there is created a duplication in numbering, reads as follows:

Producers and battery stewardship organizations acting on behalf of producers that prepare, submit, and implement a battery stewardship program plan pursuant to this act and who are thereby subject to regulation by the Department of Environmental Quality are granted immunity from state laws relating to antitrust, restraint of trade, unfair trade practices, and other regulation of trade and commerce, for the limited purpose of planning, reporting, and operating their battery stewardship program, including:

1. The creation, implementation, or management of a battery stewardship organization and any battery stewardship plan regardless of whether it is submitted, denied, or approved;

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Arturo Alonso-

Sandoval  
Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

2. The determination of the cost and structure of a battery stewardship plan; and
3. The types or quantities of batteries being recycled or otherwise managed pursuant to this chapter.

SECTION 11. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2130 of Title 27A, unless there is created a duplication in numbering, reads as follows:

Nothing in this act shall prevent or prohibit a person from offering or performing a fee-based, household collection, or a mail back program for end-of-life portable batteries or medium format batteries independently of a battery stewardship program, provided that such person meets the following requirements:

1. Such person's services shall be performed, and such person's facilities shall be operated in compliance with all applicable federal, state, and local laws and requirements, including, but not limited to, all applicable U.S. Department of Transportation regulations, and all applicable provisions of the Department of Environmental Quality;
2. Such person shall make available all batteries collected by such person from its Oklahoma customers to a battery stewardship organization; and
3. After consolidation of portable or medium format batteries at the person's facilities, the costs for transporting such batteries to a battery stewardship organization's designated sorters or processors shall be at a battery stewardship organization's expense."